

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.52797 of 2021

Arising Out of PS. Case No.-6 Year-2021 Thana- MAHILA PS District- Khagaria

RAKESH RAUSHAN Son of Gouri Shankar Rajak @ Gauri Shankar Rajak
Resident of Village- Rasonk Navtoliya, Ward No. 07, P.S.- Morkahi, District-
Khagaria, Bihar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Preety Kunwar, Adv.

For the Opposite Party/s : Mr.Zainul Abedin, APP

**CORAM: HONOURABLE MR. JUSTICE SANJEEV PRAKASH
SHARMA**

ORAL ORDER

2 17-02-2022 Heard the parties through video conferencing.

The petitioner apprehends his arrest in connection with Mahila P.S. Case No. 06 of 2021 registered for the offence under Sections 354 (C), 34, 376, 493, 313 of the Indian Penal Code and Section 67(A) of the Information Technology Act.

Learned counsel for the petitioner submits that allegation against the petitioner is that the petitioner and the informant was in living relationship and with promise of marriage with consent established physical relationship with the informant and her child was forcibly aborted by the petitioner and his parents.

Learned counsel for the petitioner further submits that the parents have already been granted anticipatory bail by this



Court.

Taking into consideration aforesaid facts, prima facie case under Section 376 of the I.P.C. is not made out against the petitioner, I am inclined to grant benefit of anticipatory bail to the above named petitioner and in the event of arrest he shall be released on bail, subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

(Sanjeev Prakash Sharma, J)

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