

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.47314 of 2022**

Arising Out of PS. Case No.-172 Year-2022 Thana- LAKHISARAI District- Lakhisarai

SUMIT KUMAR @ SUMIT RANJAN @ SUMIT KEWAT Son of Naresh
Kewat Resident of Village - Jogmaila, Ward no.18, Town, P.S. and Distt.-
Lakhisarai.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Om Prakash Maharaj, Advocate.

For the Opposite Party/s : Mr. Madhura Nand Jha, A.P.P.

**CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER**

2 09-12-2022 Heard Mr. Om Prakash Maharaj, learned counsel for

the petitioner and Mr. Madhura Nand Jha, learned Additional

Public Prosecutor appearing for the State through video

conferencing.

Petitioner seeks regular bail in connection with
Lakhisarai P.S. Case No. 172 of 2022 registered for the offences
punishable under Sections 363, 366-A, 323, 324, 34 of the
Indian Penal Code 1860 and Section 9 of the Child Marriage
Prohibition Act, 2006.

As per the First Information Report, the petitioner
entered into the house of the informant and forcibly applied
vermilion upon the head of the minor daughter of the informant
aged about 15 years and when the son of the informant



protested, the petitioner along with his family members assaulted the informant, her son and other family members.

Learned counsel for the petitioner submits that the petitioner has falsely been implicated in this case on the basis of concocted story. He next submits that the petitioner and victim girl are close door neighbour and there was love affair between them. It has also been submitted that the girl was medically examined by the Doctor and her age was found between 19-20 years. Learned counsel further submits that the statement of girl was recorded under Section 164 Cr. P.C. in which she has not stated anything against the petitioner. The petitioner is in custody since 27.2.2022 and charges have been framed against him.

Regards being had to the submission made by the parties and taking into consideration the fact that charges have already been framed against the petitioner, he is in custody since 27.2.2022 and there is no likelihood that the petitioner will abscond or tamper with the evidence, I am inclined to grant regular bail to the petitioner.

Accordingly, let the petitioner, above named, be released on regular bail on furnishing bail bonds of Rs.25,000/- (Twenty five thousand) with two sureties of the like amount



each to the satisfaction of learned District & Sessions Judge,
Lakhisarai, in connection with Lakhisarai P.S. Case No. 172 of
2022 (Sessions Case No. 180 of 2022).

(Anil Kumar Sinha, J)

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