

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.34717 of 2023

Arising Out of PS. Case No.-52 Year-2022 Thana- MAHILA P.S. District- Madhepura

Deepak Kumar @ Deepak Yadav Son Of Sri Dhirendra Prasad Yadav
Resident Of Village- Laxmipur, Ps- Sourbazar (PATARGATH O.P.), Distt-
Saharsa

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Raj Nandan Prasad Mr. Vishesh Kumar Singh
For the Opposite Party/s	:	Mr. Ramchandra Sahni

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 03-08-2023 Heard learned counsel for the petitioner, learned counsel
for the informant and learned APP for the State.

The petitioner has prayed for bail in connection with
Madhepura Mahila P.S. Case No. 52 of 2022 registered for the
offence punishable under Sections 341, 323, 376D, 420, 504, 506, 34
of the Indian Penal Code.

As per prosecution case, all the F.I.R. named accused
persons including the petitioner took the informant from Gurgaon to
Madhepura and committed rape with her forcibly by keeping her in
Ganga Hotel situated in Madhepura town. It is further alleged that
they threatened the informant to make her photo viral on social
media.

It is submitted by learned counsel for the petitioner that
petitioner has been falsely implicated in this case. Informant is a
matured and married lady with eight years old son. It is further



submitted in para 8 and 9 of the petition that he informant travelled from Gurgaon to Madhepura and she did no make a single noise in course of travelling which clearly states that it was consented. She left Madhepura on her own as her husband was away for few days and no mention about her son whether she kept him with someone. Only with a view to grab the money and mentally harass the petitioner, the present case has been filed by the informant with concocted story. The other co-accused namely Prince Kumar has already been enlarged on bail by this Bench vide order dated 18.07.2023 passed in Cr. Misc. No. 18992 of 2023. Petitioner has got no criminal antecedent and languishing in judicial custody since 21.03.2023.

The application for bail is opposed by learned APP for the State.

Having heard learned counsel for the parties and considering the facts and circumstances of the case, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned SDJM, Madhepura in connection with Madhepura Mahila PS Case No. 52 of 2022.

(Sunil Kumar Panwar, J)

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