

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.53981 of 2022

Arising Out of PS. Case No.-55 Year-2020 Thana- MAHILA P.S. District- Saran

PRASHANT KUMAR Son of Late Narendra Singh @ Kaptan Resident of
village - Mubarakpur, P.S.- Manjhi, District - Saran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Anant Kumar Bhaskar, Advocate

For the Opposite Party/s : Mr. A.G., A.P.P.

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 04-01-2023 Heard learned counsel for the petitioner and

learned A.P.P. for the State.

The petitioner seeks bail in a case registered for
the offences punishable under Section 376 of the Indian
Penal Code.

The informant alleges that she came in contact
with the petitioner in the year 2019 when they started
talking with each other on mobile phone, it is next
submitted that on pretext of marriage, he entered into
physical relation and later resiled.

Learned counsel for the petitioner submits that
the petitioner is in custody since 27.07.2022 , is a person



with clean antecedent.

Learned counsel for the petitioner submits that the petitioner has been falsely implicated in the present case, it is next submitted that the relationship was consensual and both petitioner and the informant are majors, it is next submitted that when their relationship soured, the present false case came to be instituted. Learned counsel for the petitioner next relies on an order dated 14.07.2022 in Cr. Appeal No. 962 of 2022 SLP (Cr. No. 5326 of 2022) Ansar Md. Vs. The State of Rajasthan and Another passed by the Hon'ble Supreme Court, wherein, in a similar situation, the Hon'ble Supreme Court was pleased to enlarge the accused Ansar Md. on bail.

Learned A.P.P. for the State vehemently opposes the prayer for bail of the petitioner.

Considering the fact that the petitioner is in custody, is a person with clean antecedent and charge-sheet has been submitted in the case, let the petitioner above named be released on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the



like amount each to the satisfaction of the learned court
below where the case is pending/successor court in
connection with Mahila P.S. Case No. 55 of 2020.

(Satyavrat Verma, J)

HarshPandey/-

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