

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.63679 of 2023

Arising Out of PS. Case No.-157 Year-2023 Thana- BANMANKHI District- Purnia

MITHILESH KUMAR Son of Pradeep Sharma @ Pradeep Tatma R/o vill -
Rajhat Banmankhi, ward no. 15, P.S. - Banamankhi, Distt. - Purnea

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ram Prawesh Kumar

For the Opposite Party/s : Mr.Mohammed Arif

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 11-10-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The instant application for regular bail has been filed
by the petitioner registered for the offence punishable under
Section 376 of the Indian Penal Code.

Prosecution case relates to established physical
relationship several times with the victim/informant on the
pretext of marriage. Later on petitioner refused to marry her.

Learned counsel appearing on behalf of the petitioner
has submitted that petitioner is innocent and has committed no
offence. There is love affair between the petitioner and the
informant. Victim was in talking term with the petitioner for
several years. Victim is aged about 21 years with mature mind
so and she had established consensual physical relationship with



the petitioner. Petitioner has got no criminal antecedent and languishing in judicial custody since 14.4.2023.

Learned APP appearing for the State has opposed the prayer of Bail.

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 CJM, Purnea in connection with Banmankhi P.S. Case No. 157 of 2023.

(Sunil Kumar Panwar, J)

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