

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.66924 of 2023

Arising Out of PS. Case No.-34 Year-2022 Thana- MAHILA P.S. District- Bhagalpur

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JYOTISH KUMAR @ JYOTISH KUMAR SAH SON OF LATE
GAJENDRA SAH @ GAJADHAR SAH RESIDENT OF VILLAGE-
RAMPUR, PS- DHOLBAJJA, DISTT- BHAGALPUR

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr. Rajesh Kumar Pandey, Advocate Mr. Sandeep Jha, Advocate Ms. Pratima Kumari, Advocate
For the Opposite Party/s	:	Dr. Indivar Kumari, APP

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CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

2 17-10-2023

1. Heard learned counsel for the parties.

2. The petitioner has preferred this application for grant of regular bail in connection with Naugachia (Mahila) P.S. Case no.34 of 2022 registered under sections 376D, 120B, 354D and 509 of the Indian Penal Code and section 66E of the I.T. Act.

3. As per the prosecution case, the accused persons including the petitioner herein threatened the informant and established physical relations with her.

4. Learned counsel for the petitioner submits that the allegation of establishing physical relations is on other accused and not the petitioner herein. The case of the petitioner stands



on a better footing to that of co-accused Devananand Kumar @ Divani Sharma who has been enlarged on bail vide order dated 30.8.2023 passed in Cr. Misc. no.39833 of 2023. The petitioner is in custody since 10.12.2022 and charge-sheet has been submitted in the case.

5. Heard learned A.P.P for the State.

6. Having heard learned counsel for the parties and taking into consideration the allegation in the F.I.R, grant of bail to the above mentioned co-accused Devananand Kumar, the petitioner having remained in custody since 10.12.2022 and charge-sheet having been submitted in the case, the petitioner is directed to be enlarged on bail in connection with Naugachia (Mahila) P.S. Case no.34 of 2022 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 S.D.J.M, Naugachia, District- Bhagalpur.

(Partha Sarthy, J)

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