

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.66252 of 2022

Arising Out of PS. Case No.-341 Year-2022 Thana- KESARIA District- East Champaran

Ramesh Patel @ Ramesh Kumar Patel Son Of Madan Patel R/V- Sundrapur,
Jhagarua Chatti, P.S.- Kesariya, Dist- East Champaran.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Dhurendra Kumar, Advocate

For the Opposite Party/s : Mr. Akhileshwar Dayal, APP

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 25-02-2023 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner is apprehending his arrest in a case registered for the offence punishable under Section 376 of the Indian Penal Code.

The allegation against the petitioner is that he established physical relation with the informant/victim on the false pretext of marriage.

Learned counsel for the petitioner submits that the petitioner is innocent and has been falsely implicated in the present case. The allegation against the petitioner in the FIR is that he established physical relation with the informant/victim on the false pretext of marriage. Learned counsel for the petitioner submits that the victim is adult and he relying on the



judgment of the Apex Court in case of **Deepak Gulati vs State of Haryana** reported in **2013 (7) SCC 675**. He further submits that the petitioner has no criminal antecedent as mentioned in para-3 of the bail application.

Learned APP for the State opposes the prayer for bail.

Considering the facts and circumstances of the case, particularly the order passed by the Apex Court, let the above named petitioner in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, be enlarged on bail on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five 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 Kesaria P.S. Case No. 341 of 2022, subject to the condition as laid down under Section 438(2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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