

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.72952 of 2023**

Arising Out of PS. Case No.-10 Year-2022 Thana- TARAPUR District- Munger

RAJ KUMAR @ RAJ @ RAJ KUMAR YADAV S/o Late Uttam Yadav, R/o
village- Banshipur, P.S.- Tarapur, District- Munger.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Sweta Kumari D/o Vijay Singh, R/o village- Chakdhobai, P.S.- Tarapur,
District- Munger.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Davendra Kumar Pandey, Adv.
For the Opposite Party/s : Mr.Ramchandra Sahni, APP

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

2 03-11-2023 Heard the learned counsel for the petitioner as well as
the learned Additional Public Prosecutor for the State.

2. The petitioner is seeking regular bail in connection
with Tarapur P.S. Case No. 10 of 2022, registered for offence
punishable under sections 376(2)(n) of the Indian Penal Code
and section 4 of the Dowry Prohibition Act.

3. As per allegation, the petitioner developed intimacy
with the victim girl, who is minor, and thereafter committed
rape upon her.

4. The learned counsel for the petitioner has submitted
that the regular bail petition of the petitioner was rejected by
this Court, vide order dated 04.05.2023 in Cr. Misc. No. 28229
of 2022 with the observation that if the trial is not concluded



within a period of six months, the petitioner, if so advised, may renew his prayer for bail. He has submitted further that the fresh ground for renewal of the bail of the petitioner is that the victim did not identify the petitioner, who was present in the dock at the time of deposition of the victim and she was declared hostile.

5. On the other hand, the learned APP has opposed the prayer for bail.

6. Considering the above-mentioned facts and circumstances, the petitioner above-named is directed to be released on bail on furnishing bail bonds of Rs.10,000/- with two sureties of the like amount each to the satisfaction of learned Exclusive Special Judge (POCSO Act)-cum-Additional Sessions Judge-VI, Munger in connection with Tarapur P.S. Case No. 10 of 2022.

7. The petitioner shall remain physically present before the trial court on each and every date and if he fails to appear on two consecutive dates, his bail bond shall be cancelled.

(Nawneet Kumar Pandey, J)

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