

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.13489 of 2024

Arising Out of PS. Case No.-639 Year-2022 Thana- KRITYANAND NAGAR District-
Purnia

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Bechan Yadav @ Vikaram Kumar S/O Shankar Yadav R/O Village- Khajha,
Baniya Patti, Ps.- K. Nagar, Dist.- Purnea.

... .. Petitioner/s

Versus

1. The State of Bihar
2. XXX through her father namely, Jageshwar Ram R/O Village- Daini,
Nursery Tola, Ps.- K. Nagar, Dist.- Purnea.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr.Ashok Kumar Jha, Advocate
For the State	:	Mr. Jharkhandi Upadhyay, APP
For the informant	:	Mr. Sanjay Kumar, Advocate

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CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

3 03-05-2024 Heard learned counsel for the petitioner; learned APP
for the State and learned counsel for the informant.

2. The petitioner seeks bail in connection with K.
Nagar P.S. Case No. 639 of 2022 registered for the offence
punishable under Sections 341, 376, 504/34 of the Indian Penal
Code; Sections 3(II)(v) of the SC/ST (Prevention of Atrocities)
Act and Section 4/6 of the Protection of Children from Sexual
Offences Act.

3. As per the FIR, it is the petitioner who has
committed rape with the victim.

4. It is submitted by learned counsel for the petitioner
that the petitioner has been falsely implicated in this case. The



FIR has been filed two months after the alleged occurrence. The victim has been found to be a major. The petitioner is in jail since 07.11.2022.

5. Learned counsel for the informant has vehemently opposed the prayer for bail and submitted that the petitioner is the main accused.

6. Considering the delay in lodging of the F.I.R. and the period of custody, this application is allowed.

7. Let the petitioner, above named, be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Additional Sessions Judge-VI-cum-Special Judge (POCSO), Purnea in connection with K. Nagar P.S. Case No. 639 of 2022.

(Sandeep Kumar, J)

P. Kumar

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