

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16954 of 2024

Arising Out of PS. Case No.-79 Year-2016 Thana- MAHILA P.S. District- Saharsa

Ajay Paswan S/o Late Kalpu Paswan R/o Chikni Barsam, P.S. - Saur Bazar,
Dist. - Saharsa.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sanjeev Verma, Adv.

For the Opposite Party/s : Mr. Ram Bilash Roy Raman, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 01-05-2024 Heard learned counsel for the petitioner and learned
counsel for the State.

2. The petitioner apprehends his arrest in connection with
Mahila P.S. Case No. 79 of 2016 registered under Section 376 of
the Indian Penal Code.

3. It is alleged that petitioner has sexually exploited the
informant for one year when her husband had gone to Delhi for
earning his livelihood.

4. Learned counsel appearing on behalf of the petitioner
submits that petitioner is innocent and has falsely been
implicated in the present case. Further submission is that the
First Information Report has been lodged after a delay of one
year of the alleged occurrence without there being any cogent
reason. There is no exact place of occurrence and time has been



given by the informant in the FIR. It is next submitted that after 24 days of lodging of the FIR, the victim (informant) sworn an affidavit before the Court below in which she has stated that petitioner is like her *devar* and under the influence of someone, she has lodged this false FIR. The petitioner has got no criminal antecedent.

5. Having considered the facts and circumstances of the case, let the above named petitioner be released on bail, in the event of arrest or surrender before the learned court below within a period of six weeks from today, on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Judicial Magistrate-I, Saharsa in connection with Mahila P.S. Case No. 79 of 2016, subject to the conditions as laid down under Section 438(2) of the Cr. P.C.

(Prabhat Kumar Singh, J)

utkarsh/-

U		T	
---	--	---	--

