

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23890 of 2024

Arising Out of PS. Case No.-318 Year-2023 Thana- KATORIYA District- Banka

Balmiki Yadav S/o Subodh Yadav R/o vill - Makhanpur (Narayanpur), P.s. -
Barahat, Distt. - Banka

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Dhananjay Kumar Pandey

For the Opposite Party/s : Mr.Pawan Kumar Chaurasia

CORAM: HONOURABLE MR. JUSTICE KHATIM REZA

ORAL ORDER

2 18-04-2024 Heard learned counsel for the petitioner and learned
A.P.P for the State.

2. The petitioner seeks bail in connection with Katoriya
P.S. Case No. 318 of 2023 dated 04.09.2023 registered for the
offence punishable under Section 376 of the Indian Penal Code.

3. Allegation against the petitioner, is that he used to
establish physical relationship with the informant on the pretext
of marrying her since last three years.

4. Learned Counsel for the petitioner submits that the
petitioner is innocent and has been falsely implicated in this
case. It is submitted that the petitioner was in love with the
victim since long. The victim/informant is a major girl. Due to
refusal of marriage by the petitioner the said case has been



instituted against him. The victim herself has stated in the F.I.R. that the petitioner used to establish physical relationship with her on the pretext of marrying her. The victim was above 18 years on the date of occurrence and the charge has been framed. It is submitted that petitioner is a young boy aged about 24 years. Lastly, it has been submitted that the petitioner is in custody since 05.09.2023, having no criminal antecedent and charge-sheet has been submitted in the case.

5. Learned A.P.P for the State opposes the prayer for bail of the petitioner.

6. Having considered the facts and circumstances of the case and submissions of learned counsel for the parties, let the petitioner be released on bail upon 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-Ist, Banka in connection with Katoriya P.S. Case No. 318 of 2023.

(Khatim Reza, J)

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