

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.56368 of 2024

Arising Out of PS. Case No.-33 Year-2024 Thana- Manikpur District- Lakhisarai

Sudanshu Kumar @ Sudhanshu Kumar Son of Arvind Mahto @ Arvind
Kumar Mahto R/O Vill.- Shivnagar, P.S.- Piri Bazar, Dist.- Lakhisarai

... .. Petitioner/s

Versus

1. The State Of Bihar Bihar
2. Sita Devi Wife of Jitendra Mahto R/O Vill.- Manikpur, P.O.- Kabadpur, P.S.-
Suryagarha, Dist.- Lakhisarai.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Manoj Kumar

For the Opposite Party/s : Mr.Sanjay Kumar Tiwary

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

3 26-10-2024 Heard Mr. Yogesh Chandra Verma learned senior
counsel for the petitioner, learned APP for the State and learned
counsel for the informant.

2. The petitioner seeks bail in connection with
Manikpur P.S. Case No. 33 of 2024 registered for the offence
punishable under Section 376 of the Indian Penal Code and
Section 4 of POCSO Act.

3. As per the prosecution case, the petitioner is
accused of committing rape upon the victim girl.

4. Mr. Yogesh Chandra Verma, learned senior counsel
for the petitioner submits that from the reading of the statement
of the victim made under Section 164 of the Cr.P.C., it appears



to be a case of consensual sex.

5. He further submits that the petitioner has no criminal antecedent and he is in jail since 27.04.2024.

6. Learned counsel for the informant vehemently opposes the prayer for regular bail of the petitioner.

7. Considering the fact it appears to be a case of consensual sex, this application is allowed, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of the learned Additional District and Sessions Judge- VI-cum-Special Judge, POCSO, Lakhisarai, in connection with Manikpur P.S. Case No. 33 of 2024.

(Sandeep Kumar, J)

Harshita/-

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

