

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.79061 of 2023

Arising Out of PS. Case No.-569 Year-2023 Thana- SARAIYA District- Muzaffarpur

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AJAY SAH SON OF MAHESH SAH RESIDENT OF VILLAGE- MUNJA
PATARHIYA @ MUNJA, PS- SARAIYA (OP JAITPUR), DISTT-
MUZAFFARPUR

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Arvind Kumar Sinha

For the Opposite Party/s : Mr.Arun Kumar Singh

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CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

4 29-02-2024 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

2. The petitioner seeks bail in connection with Saraiya
(Jaitpur O.P.) P.S. Case No. 569 of 2023 registered for the
offence punishable under Sections 341/323/366/376/504/34 of
the Indian Penal Code.

3. The petitioner is accused of kidnapping the victim
girl and committing rape.

4. From the statement of the victim girl recorded
under Section 164 of the Cr. P.C., it appears that it is a case of
elopement and consensual sex. In paragraph No. 26 of the case
diary, it has been stated that the petitioner has stayed with the
the victim girl and the victim girl has now got married. The
petitioner is in custody since 29.08.2023.



5. In view of the above, this application is allowed.

6. 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 learned A.C.J.M.-IV, Muzaffarpur in connection with Saraiya (Jaitpur O.P.) P.S. Case No. 569 of 2023.

(Sandeep Kumar, J)

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