

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.3576 of 2024

Arising Out of PS. Case No.-117 Year-2023 Thana- KHUTAUNA District- Madhubani

Md. Salman Ansari @ Md. Salman @ Shahnawaj, Son of Shaukat Ansari,
R/V- Village- Paryagpur, P.S.- Khutauna, Distt.- Madhubani Under
Guardianship Of Father Shaukat Ansari, Male Aged About 42 Years, Son Of
Nasruddin Ansari, Resident Of Village- Paryagpur, P.S.- Khutauna, Distt.-
Madhubani

... .. Appellant/s

Versus

The State of Bihar

... .. Respondent/s

Appearance :

For the Appellant/s : Mr. Jitendra Kumar Bharti, Advocate
For the Respondent/s : Mr. Ramchandra Singh, Advocate

CORAM: HONOURABLE MR. JUSTICE BIBEK CHAUDHURI
ORAL ORDER

4 21-02-2025 This is an appeal under Section 10(5) of the Juvenile
Justice (Care and Protection of Children) Act, 2015, praying for
bail of the CiCL against whom Khutauna P.S. Case No. 117 of
2023 dated 01st October 2023 under Section 420/376 of the IPC
has been registered. The investigation of this case is completed,
and the charge sheet has been filed against the CiCL. The *de*
facto complainant/victim made an allegation to the effect that
the CiCL committed sexual intercourse with her on promise of
marriage. Subsequently, he refused to marry her; then only the
de facto complainant understood that she was cheated and
ravished by the accused.

2. The learned Advocate appearing on behalf of the



appellant submits that the appellant has been implicated in a false case.

3. It is clear from the statement of co-villagers, recorded by the I.O. that the marriage of the *de facto* complainant was solemnized with another person in some other place but she did not go to her matrimonial home. She used to stay at her paternal home and induce the appellant to talk to her and established some relationship. When the appellant refused to establish a physical relationship with her, she made a false complaint against the CiCL.

4. The CiCL has been in custody since 2nd October 2023.

5. Considering the fact that a charge sheet has been filed and the nature of materials collected by the I.O., I am inclined to release the appellant on bail.

6. The appellant shall file a bail bond of Rs. 20,000/- with two sureties of like amount, one of whom must be the parents of the appellant, with the further condition that he shall be under the observation of the probation officer during the period he is released on bail, and the probation officer shall submit a quarterly report in respect of the character, behavior, and antecedents of the appellant. If any adverse report is



submitted by the probation officer, the order of bail shall be cancelled without further reference to this bench.

7. With the above order, the instant appeal is disposed of on contest.

(Bibek Chaudhuri, J)

Suraj Dubey/-

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