

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.62638 of 2025

Arising Out of PS. Case No.-18 Year-2024 Thana- MAHILA P.S. District- Muzaffarpur

Raju Kumar Ray @ Raju Kumar @ Raja Babu Kumar @ Raja Kumar S/O
Laleshwar Ray R/O Vill.- Chak Mohammad Bada, Jagarnath ,P.S.- Ahiyapur,
Dist.- Muzaffarpur

... .. Petitioner/s

Versus

1. The State of Bihar
2. [REDACTED] R/O Gobarsahi, P.S.- Sadar, Dist.- Muzaffarpur

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Alok Kumar Alok, Advocate
For the Opposite Party/s : Mr. Parmanand Kumar, APP

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

2 12-09-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for regular bail in a case registered for the offence punishable under sections 341, 323, 376D, 506 and 34 of the Indian Penal Code which was earlier rejected vide order dated 30.01.2025 with an observation that the petitioner may be at liberty to renew his prayer for bail after six months, if the trial is not concluded.

3. The case of the prosecution is that the petitioner called the informant and boarded her on a bike, took her to a solitary place, where he committed rape with her. It is further



alleged that there were three more persons who committed rape with her and threatening her of dire consequences.

4. Learned counsel for the petitioner has submitted that only victim has been examined in this case. It has also been argued by learned counsel for the petitioner that in this case, in the statement of the victim under Section 161 of the Cr.P.C., it has come that she has solemnized marriage with the petitioner and that on the date of the occurrence, petitioner has established physical relationship with her and three others have committed rape. It has also been submitted that from medical examination, it is clear that in medical examination, only her age was determined and there was no positive finding regarding sexual act. Moreover, the petitioner is languishing in judicial custody since 18.05.2024.

5. Learned APP appearing for the State has vehemently opposed the prayer of regular bail.

6. Having heard learned counsel for the parties and considering the above facts and circumstances of this case, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Mahila P.S. Case No. 18 of 2024 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of



the like amount each to the satisfaction of learned Exclusive
Special Court No. III, POCSO, Muzaffarpur.

(Ashok Kumar Pandey, J)

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