

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.68759 of 2024

Arising Out of PS. Case No.-26 Year-2024 Thana- MAHILA PS District- Khagaria

Gautam Kumar S/o Sukharik Pandit @ Sukhari Pandit, Resident of Village-
Larhi, Goriامي, P.S.- Alauli, District- Khagaria

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Anil Kumar Choudhary, Advocate
For the Opposite Party/s : Mr. Raj Ballabh Singh, APP

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

4 16-01-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner is praying for regular bail in a case
registered for the offence punishable under Sections 376, 323
and 506 of the Indian Penal Code.

3. The case of the prosecution is that one Avinash
Kumar was having relation with the informant. One day they
had physical relation when the parents of the informant were not
at home. Avinash Kumar made video of the act. When the
informant pressurized him to marry, he showed her the video
and told that if she will pressurize to marry then he will defame
her by making the video viral. On the basis of that video
Avinash Kumar used to establish physical relationship with the
informant. It is further alleged that he has shared this video to



the petitioner. It is further alleged that the petitioner pressurized the informant for physical relation on the basis of alleged video.

4. During course of hearing, learned counsel for the petitioner has submitted that from perusal of the FIR it is clear that only allegation against the petitioner is that he pressurized the informant to establish physical relationship on the basis of above video. From the statement of the victim/informant recorded under Section 164 Cr.P.C. it is clear that the relationship between Avinash Kumar and the informant was consensual as she herself has invited him into her house when the parents were outside the house. The petitioner is in custody since 20.07.2024.

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

6. Having heard learned counsel for the parties and considering the facts and circumstances of the 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.26 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 Sub Divisional Judicial Magistrate, Khagaria.



7. Accordingly, the present bail application stands
allowed.

(Ashok Kumar Pandey, J)

durgesh/-

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

