

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.73617 of 2025

Arising Out of PS. Case No.-168 Year-2025 Thana- SURYAPURA District- Rohtas

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Pawan Choudhary S/O Dhanji Chaudhary R/O Village- Kusumbhara, P.S-
Suryapura, Distt.- Rohtas. Petitioner/s

Versus

The State of Bihar. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Krishna Murari, Advocate

For the Opposite Party/s : Mr.Narendra Kumar Singh, APP

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CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 04-11-2025 Heard learned counsel appearing on behalf of the

petitioner and learned APP appearing on behalf of the State.

2. The petitioner seeks bail in connection with

Suryapura P.S. Case No. 168/2025, registered for the offence

under Sections 64, 3(5) of BNS.

3. The accused/petitioner is named in the F.I.R. and is

in custody since 19.05.2025.

4. The allegation against the petitioner is to commit

rape upon the informant, who is a married lady aged about 20

years on 18.05.2025 at about 4:00 PM in presence of his wife.

5. Learned counsel appearing on behalf of the petitioner

submitted that present false implication raised in the background

of neighbourhood disputes and differences. It is submitted that by

any prudent imagination, it cannot be gathered that petitioner

being husband committed rape upon the informant in presence of

his wife. It is also submitted that FIR suggest previous



acquaintance between the parties. While concluding the argument, it is submitted that investigation of this case is already completed, for which charge-sheet has been submitted, as such, there is no chance of tampering with the evidence and, moreover, petitioner is a man of clean antecedent.

6. Learned APP opposed the prayer of bail.

7. Considering the aforesaid factual submissions and by taking note of nature of accusation, where allegation of rape alleged to be committed in presence of wife, coupled with the fact that investigation of this case is already completed, where petitioner remains in custody since 19.05.2025, accordingly, petitioner above named, is directed to be released on bail in connection with Suryapura P.S. Case No. 168/2025 on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned District & Additional Sessions Judge, Bikramganj, Rohtas/concerned Court, subject to the conditions as mentioned under Section 437(3) of the Cr.P.C./Section 480(3) of BNSS.

(Chandra Shekhar Jha, J)

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