

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.82012 of 2024

Arising Out of PS. Case No.-341 Year-2023 Thana- MANSI District- Khagaria

Pappu Yadav @ Pappu Kumar Son of Lal Bahadur Yadav @ Shri Lal Bahadur
Yadav Village- Thatha P.S.- Mansi District- Khagaria

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Vivekanand Singh

For the Opposite Party/s : Mr.Sanjay Kumar Tiwary

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 11-04-2025 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks bail in a case registered for
offence under Section 376(D) of the Indian Penal Code.

3. As per prosecution case, the F.I.R. named accused
persons including this petitioner committed rape upon the victim
(informant).

4. Learned counsel for the petitioner submits that
petitioner is innocent and has committed no offence. The
medical report does not support the prosecution case. According
to opinion of Doctor, "*No evidence of deposition of semen
inside vagina within 48-72 hrs.*". Learned counsel further
submits that during trial, the informant (victim), who was
examined as P.W.-2, has deposed that she did not recognize this
petitioner and other two co-accused persons. She also deposed
that this petitioner has not committed rape upon her (copy of



deposition is at Annexure – A to the supplementary affidavit).
Petitioner has got clean antecedent and is in custody since
20.08.2024. Chargesheet has been submitted.

5. Learned A.P.P. for the State vehemently opposed
the bail petition.

6. Considering the deposition of informant and period
of custody, let the above named petitioner be released on bail on
furnishing bail-bond of Rs. 10,000/- (ten thousand) with two
sureties of the like amount each to the satisfaction of learned
Chief Judicial Magistrate, Khagaria in connection with Mansi
P.S. Case No. 341 of 2023.

(Prabhat Kumar Singh, J)

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