

**Manoj Singh Vs. the State of Jharkhand**

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**Court :** Jharkhand

**Decided On :** Dec-19-2012

**Appellant :** Manoj Singh

**Respondent :** The State of Jharkhand

**Judgement :**

IN THE HIGH COURT OF JHARKHAND AT RANCHI B. A. No. 8784 of 2012 ---  
Manoj Singh ... Petitioner Versus The State of Jharkhand Opposite Party ---  
CORAM : HON'BLE MR. JUSTICE ALOK SINGH --- For the Petitioner : Mr. Arbind  
Kr. Choudhary, Advocate For the Opposite Party : Mr. Sudhanshu Shekhar, A.P.P.  
--- 02 /19.12.2012 Present Bail application is moved seeking regular bail in  
connection with Mohanpur P.S. Case No.92 of 2012, corresponding to G.R.  
No.357 of 2012 registered under Sections 341, 323, 376, 379, 504 and 34 of the  
Indian Penal Code. As per prosecution story, the husband of the prosecutrix was  
working at Delhi. The accused person, on the pretext of taking the prosecutrix to  
her husband, had allured her and developed physical relation with her, and  
thereafter, started blackmailing her after showing her naked photographs. Learned  
counsel for the petitioner submits that there was no false promise of marrying with  
the prosecutrix. The prosecutrix, taking the benefit of the absence of her husband,  
had developed physical relationship with the accused, and therefore, the  
prosecutrix was the consenting party. Therefore, no offence under Section 376 of  
the Indian Penal Code is made out. Considering the totality of the facts and  
circumstances of the case, I direct let petitioner be released on bail on furnishing  
personal bond and two sureties of Rs.10,000/- each to the satisfaction of the

competent Judicial Magistrate, Deoghar having jurisdiction over Mohanpur police station in connection with Mohanpur P.S. Case No.92 of 2012, corresponding to G.R. No.357 of 2012. (Alok Singh, J.) R.K./ Shanant

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