

Md. Puno Vs. the State of Bihar

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SooperKanoon Citation : sooperkanoon.com/974303

Court : Patna

Decided On : May-24-2012

Appellant : Md. Puno

Respondent : The State of Bihar

Judgement :

IN THE HIGH COURT OF JUDICATURE AT PATNA Criminal Miscellaneous No.883 of 2012 Md. Puno Versus The State Of Bihar ----- 2/ 24.1.2012 Learned counsel for the petitioner is permitted to make necessary correction in the petition, as prayed for. Heard Mr. Malay Kumar Choudhary, learned counsels for the petitioner, Mr. Pranav Kumar, learned counsel for the State and learned counsel for the informant. The petitioner is languishing in custody since 4.10.2011 in a case registered under section 376 of the Indian Penal Code. The accusation is of establishing forceful physical relationship on 26.2.2011. It is submitted by learned counsel for the petitioner that the accusation is ventilated through complaint after two days of the occurrence, i.e., on 28.2.2011. It appears from the complaint that no medical examination was done and statement under section 161 Cr.P.C. of the victim reflects that in anticipation of the marriage the physical relationship was established. Considering the aforesaid facts, let the above named petitioner be released on bail on furnishing the bail bond of Rs.10000/(ten thousand) with two sureties of the like amount each to the satisfaction of Ist Additional Sessions Judge, 2 Samastipur in Tajpur (Pusa) P.S. Case no. 121 of 2011 (S.T. No. 615 of 2011). Anil/ (Dinesh Kumar Singh, J.)