

IN THE HIGH COURT OF JHARKHAND AT RANCHI
B.A. No. 3795 of 2020

Dil Prakash Baraik @ Dil Prakash Chik Baraik @ Dil
Parkash Chik Baraik **Petitioner**

Versus

The State of Jharkhand **Opposite Party**

CORAM : HON'BLE MR. JUSTICE RONGON MUKHOPADHYAY
Through- Video Conferencing

For the Petitioner : Mr. Gaurav, Advocate
For the State : Mr. P.D. Agrawal, Spl. P.P.

02/08.07.2020 Heard Mr. Gaurav, learned counsel for the petitioner and Mr. P.D. Agrawal, learned Spl. P.P. for the State.

Defect no. 9(i) as pointed out by the office is ignored.

The petitioner is an accused in connection with Simdega (Mahila) P.S. Case No. 25/2018, corresponding to G.R. No. 73/2019 (S.T. No. 95/2019).

The petitioner is alleged to have developed a physical relationship with the informant who is a widow. Twice her pregnancy was terminated and when she conceived for the third time the petitioner had put vermilion on her forehead and claimed that marriage has been solemnized. Subsequently she delivered a child and thereafter she was threatened by the petitioner and her in-laws.

In the 164 Cr.P.C. statement of the victim she has supported the occurrence.

It appears that in course of trial four witnesses out of eight have already been examined.

Learned counsel for the petitioner submits that the petitioner is ready to solemnize marriage with the informant.

It appears from the allegations that the informant who is a widow was a consenting party to the sexual overtures made by the petitioner and in fact if the allegations are taken to be true the petitioner himself was a minor when the relationship had started.

Regard being had to the aforesaid facts, the petitioner, named above, is directed to be released on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand only) with two sureties of the like amount each, to the satisfaction of learned Additional Sessions Judge, Simdega in connection with Simdega (Mahila) P.S. Case No. 25/2018, corresponding to G.R. No. 73/2019 (S.T. No. 95/2019).

(R. Mukhopadhyay, J.)

Alok/-