

AB 517/2014

BEFORE

HON'BLE MR. JUSTICE C. R. SARMA

Heard Mr. D. K. Saikia, learned counsel appearing for the petitioner. Also heard Mr. N. J. Dutta, learned Additional PP, Assam.

Perused the case diary.

By this application filed under Section 438 Cr.P.C., the petitioner namely, Nitul Neog, has prayed for pre-arrest bail in connection with Bihpuria P.S. Case No.

10/2014 under Section 376 of IPC read with Section 4 of Protection of Children from Sexual Offence Act, 2012.

The allegation made against the petitioner is that the petitioner committed rape on the minor daughter of the informant.

The legible copy of the statement of the victim recorded under Section 164 Cr.PC has been received.

Having heard the learned counsel appearing for both the parties and considering the evidence on record, more particularly, statement of the victim girl and the medical report, I find no sufficient ground for further detention of the petitioner, who is stated to be a government employee.

Accordingly, it is ordered that in the event of arrest in connection with the aforesaid case, the arresting authority shall release the aforesaid petitioner on bail on furnishing bail bond of Rs. 10,000/-, subject to condition that the petitioner shall appear before the I/O within 7 days and on such other dates as and when required for the purpose of investigation.

Return the case diary.

Case is disposed of.