

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.33074 of 2015

Arising Out of PS.Case No. -41 Year- 2015 Thana -PALASI District- ARRARIA

Md. Shamshad Alam Son of Md. Ishhaque Resident of Village Fulsara, P.s
Palasi, District Araria.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

Appearance:

For the Petitioner/s : Md. Ziaul Quamar

For the Opposite Party/s : Mr. Subhash Chandra Mishra (App)

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

3 13-10-2015 Heard both sides.

The petitioner apprehends his arrest in a case under
Section 376 of the Indian Penal Code.

The victim made specific allegation that the
petitioner kidnapped her and committed rape with her. Learned
counsel for the petitioner submits that the F.I.R. is lodged after
many days of the occurrence. The Superintendent of Police found
the case true under Section 366 of the Indian Penal Code.

Learned counsel for the informant, however, opposed
the prayer for bail.

Considering the nature of allegation made against
the petitioner that the petitioner committed rape with the victim, I

am not inclined to enlarge the petitioner on anticipatory bail in
Palasi P.S. Case No. 41/2015. Accordingly, the same is rejected.

(Prabhat Kumar Jha, J)

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