

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.52181 of 2014

Arising Out of PS.Case No. -103 Year- 2013 Thana -BAGHA District-
WESTCHAMPARAN(BETTIAH)

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1. Anamul Haque son of Riyazul Haque Resident of village - Dhumnagar
Chariya Tola, Police Station Jagdishpur, District - West Champaran.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Raghav Prasad

For the Opposite Party/s : Mr. Ram Chandra Sahni(App)

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**CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN
SHARMA**

ORAL ORDER

3 04-03-2015 Heard the learned counsel for the petitioner as well as
the learned A.P.P.

The petitioner seeks bail in a case for the offences
punishable under section 376 of the I.P.C and section 34 of the
D.P.Act.

Allegedly after giving assurance to marry with the
informant the petitioner has assaulted her sexually and further
started demanding dowry by way of Rs. 80,000/- , golden chain
and motorcycle and due to non fulfillment refused to marry with
her and further has negotiated to marry with other.

Submission is that the informant is habituated in lodging
false case only with a view to extract money. FIR has been

lodged falsely to obstruct the marriage of the petitioner. Besides this case the informant has lodged another case also against Fuljan Diwan & others on 01.08.2014. The prosecution story as alleged is not probable and reliable and as such the petitioner who is suffering in custody since 16.06.2014 deserves sympathetic consideration, to which the learned A.P.P. opposes.

In the facts and circumstances as stated above, considering the allegation attributed against the petitioner, serious in nature, this Court is not inclined to release the petitioner on bail. Accordingly, his prayer for bail stands rejected in connection with S.Tr. No. 581 of 2014 arising out of Bagaha (Patkhani) P.S. Case No. 103 of 2013.

(Jitendra Mohan Sharma, J)

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