

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No. 39862 of 2014

Arising out of P. S. Case No. -1348 Year - 2013 Thana - PURNIA COMPLAINT CASE District - PURNIA

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Md. Muzaffar, Son of Zahiruddin, Resident of village – Dagaruwa, P.S. –
Dagaruwa, District - Purnea

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Nadimul Hasan, Advocate

For the Opposite Party : Mr. Parmeshwar Mehta, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE GOPAL PRASAD
ORAL ORDER

2 21-04-2015

Heard learned counsel for the petitioner and
learned counsel for the State.

This is a petition for grant of anticipatory bail in a
case under Sections 376 and 452 of the Indian Penal Code.

There is specific allegation is that on 13.05.2013
at 6:00 P.M. while the complainant was alone she was raped
by the petitioner.

Learned counsel for the petitioner submits that
there is delay in lodging the First Information Report.

Hence, having regard to the facts and
circumstances of the case, I am not inclined to grant
anticipatory bail to the petitioner in connection with C. A.
Case No. 1348 of 2013 pending in the Court of Chief Judicial
Magistrate, Purnia. The prayer of bail is rejected.

However, if the petitioner surrenders and prays
for regular bail then it may be considered on its own merit
without being prejudiced by this order.

(Gopal Prasad, J)

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