

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.28575 of 2015

Arising Out of PS.Case No. -107 Year- 2015 Thana -NARPATGANJ District- ARRARIA

=====

1. Kapil Kumar Mehta @ Kapil Kumar Son of Surya Nand Mehta resident
of village - Pathardeva, P.S. - Narpatganj, District - Araria.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Dinesh Choudhary

For the Opposite Party/s : Mr. Uday Pratap Singh(App)

=====

CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

2 24-07-2015 Heard learned counsel for the petitioner as well as

learned Additional Public Prosecutor for the State.

There is specific allegation of committing rape on
informant against the petitioner but submission on behalf of the
petitioner is that the informant lodged this case on account of land
dispute. It is submitted that petitioner is agnate of Mausaa of the
informant and as a matter of fact, Mausaa of the informant got
instituted this false case and that is the reason, no sign of rape was
found on the person of the informant when she was medically
examined.

It would appear from the medical report that the victim
was minor at the time of alleged occurrence and furthermore, she
has specifically stated against the petitioner of committing rape on

her in written report. I do not think it proper to grant privilege of anticipatory bail to the petitioner and accordingly, his prayer for anticipatory bail in connection with Narpatganj P.S.Case No. 107 of 2015, pending in the court of Judicial Magistrate 1st class, Araria stands rejected.

(Hemant Kumar Srivastava, J)

Namita/-

U		T	
---	--	---	--