

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.40070 of 2015

Arising Out of PS.Case No. -6 Year- 2015 Thana -MAHILA PS District- AURANGABAD

- =====
1. Surajpat Kumatr @ Surajpat Kumar @ Suryapat Kumar Son of Mahendra Malakar
2. Anil Kumar Son of Mahendra Malakar resident of Akauna, P.S. Rafiganj, Aurangabad

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Leelawati Kumari

For the Opposite Party/s : Mr. S.D. Singh Yadav (App)

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR SRIVASTAVA
ORAL ORDER

3 10-11-2015 Heard learned counsel for the petitioners as well as learned Additional Public Prosecutor for the State.

Taking into consideration that victim has supported the accusation of rape in her statement recorded under section 164 of the Cr.P.C and she clearly stated that petitioner no. 1 committed rape on her whereas petitiorn no. 2 and one another accused facilitated the petitioner no. 1 to commit rape by catching her legs, I am not inclined to grant privilege of bail to the petitioners and accordingly, their prayer for bail in connection with Mahila P.S.Case No. 06 of 2015, pending in the court of Additional District Judge 1st, Aurangabad stands rejected.

(Hemant Kumar Srivastava, J)

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