

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.37749 of 2014

Arising Out of PS.Case No. -41 Year- 2014 Thana -BAHADURGANJ District- KISANGANJ

Jamil Akhtar son of Habiur Rahman

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Jitendra Kumar Giri

For the Opposite Party/s : Mr. Awdhesh Kumar Singh (App)

CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

3 09-02-2015

Supplementary affidavit is filed on behalf of the
petitioner

Heard learned counsel for the petitioner, learned
counsel for the informant as well as learned Additional Public
Prosecutor for the State.

There is specific allegation of rape against the
petitioner but submission on behalf of the petitioner is that the
uncle of the informant had sold some land to the father of the
petitioner in the year 1997 and after the execution of the sale deed
the above stated lands has become bone of the contention in
between family of petitioner as well as family of informant.

It is further contended on behalf of the petitioner that
medical report of the informant does not support the allegation of
rape.

Regard being had to the facts and circumstances of the case as well as submissions of the parties, I am not inclined to grant privilege of bail to the petitioner and accordingly, his prayer for bail in connection with Bahadurganj P.S. Case No.41 of 2014, pending in the court of Sri A.K.Singh Judicial Magistrate, 1st class, Kishanganj stands rejected.

However, the concerned court is directed to commit the case of the petitioner to the court of session in accordance with law as early as possible preferably within two weeks from the date of receipt / production of copy of this order.

(Hemant Kumar Srivastava, J)

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