

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.6703 of 2016

Arising Out of PS.Case No. -148 Year- 2015 Thana -MAHILA P.S. District- NALANDA
(BIHARSHARIFF)

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Jhatee @ Nagendra Singh Son of Suresh Singh, Resident of village -
Allaudiya, P.S. Manpur, District - Nalanda

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Anil Kumar No.1, Advocate.

For the Opposite Party : Ms. Asha Devi(App)

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

3 08-04-2016 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in connection with Mahila P.S.
Case No. 148 of 2015, registered for the offence punishable under
Section 376 of the Indian Penal Code.

Allegedly the petitioner after taking away Gunjan
Devi who is mentally weak committed rape with her at village
Allaudiya.

Submission is of false implication and that during
medical examination no evidence of sexual intercourse has been
found. Some of the witnesses also have not supported the
prosecution version and the informant taking the advantage of

mental weakness of her daughter has lodged this false case as from earlier there was dispute.

The learned APP opposes the prayer of bail by submitting that the informant has lodged the case at once and there is serious allegation against the petitioner.

In the facts and circumstances stated above, considering the allegation attributed against the petitioner serious in nature, I am not inclined to enlarge the petitioner above named on bail in connection with Mahila P.S. Case No. 148 of 2015, pending in the court of the learned Chief Judicial Magistrate, Nalanda at Bihar Sharif. Accordingly, his such prayer stands rejected.

(Jitendra Mohan Sharma, J.)

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