

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.12059 of 2016

Arising Out of PS.Case No. -155 Year- 2015 Thana -KAMTAUL District- DARBHANGA

1. Dilip Kumar Das, Son of Nathuni Das, resident of Village: Malpatti, P.S:
Kamtaul, District: Darbhanga.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sameer Ranjan

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

CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

2 17-03-2016 Heard learned counsel for the petitioner 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
informant lodged this case on account of business rivalry and as a
matter of fact, before institution of the present case, father of the
petitioner had given written report to the concerned Sarpanch. It is
further submitted that the medical report also does not support the
story of rape. Statement of victim has been recorded under section
164 of the Cr.P.C in which she specifically stated that she was
raped by the petitioner.

Considering the aforesaid facts and circumstances as
well as submissions of the parties, I am not inclined to released the

petitioner on bail and hence, his prayer for bail in connection with Kamtaul P.S.Case No. 155 of 2015, G.R.Case No. 46 of 2015, pending in the court of 1st Additional Sessions Judge-cum- Special Judge (POSCO Act), Darbhanga stands rejected.

(Hemant Kumar Srivastava, J)

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