

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.1045 of 2016

Arising Out of PS.Case No. -36 Year- 2015 Thana -MAHILA PS District- GOPALGANJ

1. Anil Kumar Yadav Son of Rajdeo Yadav, Resident of Village -
Goplamath, P.S. - Thawe, District - Gopalganj.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ranjeet Kumar Pandey

For the Opposite Party/s : Mr. Nand Kishore Pd.(App)

CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR SRIVASTAVA
ORAL ORDER

2 12-01-2016

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

The allegation against petitioner is that he, along with
one co-accused committed rape upon the informant's daughter and
he was caught on the spot by the villagers.

The contention on behalf of the petitioner is that the
medical report of the victim does not corroborate the allegation
but I am not, at all, convinced with the aforesaid submission
because, to constitute an offence of rape, a slightest penetration is
sufficient. Hence, prayer for bail of the petitioner in connection
with Gopalganj Mahila P.S. Case No. 36 of 2015 pending in the
court of learned Sub Divisional Judicial Magistrate, Gopalganj
stands rejected.

(Hemant Kumar Srivastava, J)

A.K.V./-

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