

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.29164 of 2016

Arising Out of PS.Case No. -400 Year- 2015 Thana -LAHERIASARAI District- DARBHANGA

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Shiv Kumar Singh @ Shiv Kumar Son of Ajab Lal Singh Resident of
Village- Selera, P.O. Selera, Police Station Jainagar, District Madhubani.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Manoj Kumar Manoj, Advocate.

For the Opposite Party : Mr. Ram Priya Saran Singh, APP.

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

4 22-09-2016 Heard both sides.

The petitioner apprehends his arrest in Laheriasarai P.S.
Case No. 400 of 2015 registered for the offences punishable under
Sections 376 and 511 of the Indian Penal Code.

The victim alleged that she had gone for treatment in
the clinic of Dr. Rajesh Kumar Jha, after some examination Shiv
Kumar the compounder of Dr. Rajesh Kumar Jha took her inside
the room for ECG test and caught her breast and touched private
parts in order to outrage her modesty.

Learned counsel for the petitioner submits that the
victim did not produce any prescription of doctor to show that she
was under treatment of any doctor and the doctor advised her for
ECG test. The petitioner has falsely been implicated in the case at

the instance of his brother Deo Kumar Singh with whom the petitioner has got land dispute.

It appears that the victim has made very specific allegation that while she had gone inside the clinic for ECG test, the petitioner made an attempt to outrage her modesty.

Considering the facts aforesaid, I am not inclined to enlarge the petitioner above named on anticipatory bail. Accordingly, the same is rejected.

(Prabhat Kumar Jha, J.)

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