

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.46139 of 2016**

Arising Out of PS.Case No. -32 Year- 2014 Thana -MAHILA P.S. District- MADHUBANI

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1. Sadare Aalam Son of Md. Anjar Resident of village- Bisfi Hat Bela, P.S.-  
Bisfi , District- Madhubani

.... .... Petitioner/s

Versus

1. The State of Bihar

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Gagan Deo Yadav

For the Opposite Party/s : Mr. Sri Rajesh Kumar

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**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR**  
**JHA**  
**ORAL ORDER**

3      20-12-2016                      Heard both sides.

The petitioner apprehends his arrest in Mahila P.S.  
Case No. 32/2014, registered for the offences punishable under  
Sections 376, 420 and 34 of the Indian Penal Code.

The prosecutrix alleged that the petitioner on the  
pretext of marriage established physical relation with her and she  
became pregnant but later on the petitioner refused to marry with  
her.

Learned counsel for the petitioner submits that the  
victim was a consenting party. The victim is a major girl, *but* it  
appears that marriage of the petitioner was settled with the victim  
and on that pretext, the petitioner established physical relation  
with her and the petitioner became pregnant. Later on the



petitioner refused to marry with the victim.

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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