

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.34743 of 2016

Arising Out of PS.Case No. -19 Year- 2016 Thana -MADHWAPUR District- MADHUBANI

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Ram Kumar Sah, Son of Hari Sah, resident of village - Ekari P.S.
Madhawapur, District - Madhubani

.... Petitioner

Versus

The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Baidya Nath Thakur

For the Opposite Party/s : Mr. A.P.P.

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

2 22-08-2016

Heard Sri Ajay Thakur, learned counsel, who was assisted by Sri Baidya Nath Thakur, learned counsel for the petitioner and learned Addl. Public Prosecutor.

The sole petitioner, who is in custody in Madhwapur P.S. Case No.19/2016 registered for the offence under Section 376 of the Indian Penal Code, has prayed for grant of bail.

It was submitted by learned counsel for the petitioner that the petitioner has falsely been implicated in the present case due to land dispute. By way of referring to Annexure-2 to the present petition i.e. medical examination report, it was submitted that even in medical examination report, no sign of rape was found and, as such, a prayer has been made for grant of bail to the petitioner.

However, after perusal of the materials on record, particularly the F.I.R. as well as the statement of the victim lady recorded under Section 164 of the Code of Criminal Procedure, the Court is of the opinion that it is not a fit case for grant of bail.

The petition stands dismissed.

(Rakesh Kumar, J)

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