

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.37011 of 2016

Arising Out of PS.Case No. -63 Year- 2016 Thana -CHAUSA District- MADHEPURA

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1. Arvind Sah, son of Shankar Sah, resident of Village- Ajgaiba
(Morsanda), P.S.- Chausa, District- Madhepura.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Prabhat Ranjan Singh

For the Opposite Party/s Mr. Anand Mohan Prasad Mehta

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

03/ 27.10.2016 Heard learned counsel for the petitioner as well as learned
Addl. Public Prosecutor for the State.

Petitioner seeks bail in a case registered under section 376
of the Indian Penal Code.

No doubt, in course of investigation, some witnesses stated
that the informant had illicit relation with a co- villager and she falsely
implicated the petitioner in this case but the aforesaid witnesses have
not disclosed name of that person with whom allegedly, informant had
illicit relation.

Petitioner happens to be cousin nephew of the informant
and informant has specifically stated in her statement recorded under
section 164 Cr.P.C 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 release the petitioner
on bail and hence, his prayer for bail in connection with Chausa

(Fulaut) P.S. Case no. 63/2016 pending in the court of the Sub
divisional Judicial Magistrate, Uda-kishunganj District Madhepura
stands rejected, at least, at this stage.

(Hemant Kumar Srivastava,J)

