

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.51920 of 2016**

Arising Out of PS.Case No. -219 Year- 2015 Thana -HASANPUR District- SAMASTIPUR

=====

Rampati Kumar, S/o Naresh Yadav, Resident of village - Mauji, P.S.  
Hasanpur, District - Samastipur

.... .... Petitioner

Versus

The State of Bihar

.... .... Opposite Party

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**Appearance :**

For the Petitioner/s : Mr. Bijay Bhushan Prasad

For the Opposite Party/s : Mr. Rana Randhir Singh

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**CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH**  
**ORAL ORDER**

2      07-12-2016                      Heard learned counsel for the petitioner and learned  
counsel appearing on behalf of the State.

The petitioner is apprehending his arrest in connection  
with Hasanpur P.S. Case No. 219 of 2015 for the offence  
instituted under Section 376© of the Indian Penal Code.

There is allegation against the co- accused Amit  
Kumare that he has forcibly ridded the victim on his motorcycle  
and taken her his old house, where he has forcibly committed rape  
upon the victim.

It has been submitted on behalf of the petitioner that the  
petitioner has got no criminal antecedent. There is no allegation  
of tampering of witnesses alleged against the petitioner. He has  
falsely been implicated in the present case. The main allegation of



commission of rape is against co-accused namely Amit Kumar. No sexual or physical abuse has been alleged against the petitioner.

On behalf of the State, it has been submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner above named be released on anticipatory bail in the event of his arrest or surrender before the learned court below within a period of six weeks from today in connection with Hasanpur P.S. Case No. 219 of 2015 on furnishing bail bond of Rs. 10,000/-(Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-1<sup>st</sup>, Samastipur, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

**(Sudhir Singh, J.)**

Amit/-

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