

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.8410 of 2016

Arising Out of PS.Case No. -334 Year- 2015 Thana -JOKIHAT District- ARRARIA

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Lalit Yadav, S/o Late Mahavir Prasad Yadav, Village- Gairki, P.S.- Jokihat,
District- Araria.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance:

For the Petitioner/s : Mr. Kundan Kumar Singh, Advocate.

For the Opposite Party/s : Mr. Md. Aslam Ansari, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

4 20-06-2016

Heard both sides.

The petitioner apprehends his arrest in Jokihat
P.S.Case No. 334/15 registered under Sections 306/34 of the
Indian Penal Code.

The father of the deceased alleged that Sanjeev
Kumar Yadav, son of the petitioner, had committed rape with the
deceased for which Mahila P.S. Case No. 50/15 was lodged under
Section 376 of the Indian Penal Code against Sanjeev Kumar
Yadav. It is alleged that the petitioner and others had gone to the
house of the informant and threatened the victim and the
informant to compromise the case and subsequently the victim
committed suicide. Learned counsel for the petitioner submits that
the petitioner is the father of Sanjeev Kumar Yadav. The
allegation does not appear to be correct as the S.D.P.O. found the

allegation against Sachchidanand Yadav false. The victim was in love with the son of the petitioner.

It appears that the informant has made a very specific allegation that when the victim lodged the case under Section 376 I.P.C. against the son of the petitioner, the petitioner and others went to the house of the victim and asked her to compromise the case and if she fails to compromise the case, the petitioner and others threatened the victim and her family members to face the consequences and subsequently the victim committed suicide.

Considering the nature of allegation against the petitioner, I am not inclined to enlarge the petitioner on anticipatory bail in Jokihat P.S. Case No. 334/15. Accordingly, the same is rejected.

(Prabhat Kumar Jha, J)

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