

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.6702 of 2016

Arising Out of PS.Case No. -27 Year- 2015 Thana -MAHILA P.S. District- KISANGANJ

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Danish S/o - Nazim Akhtar R/o Village - Mahismara, P.S. - Paharkatta,
District - Kishanganj.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. N.K. Agrawal, Sr. Advocate.

For the Opposite Party : Smt. Suman Kumari Singh (App)

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**CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN
SHARMA**
ORAL ORDER

3 08-04-2016 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in connection with Kishanganj
Mahila P.S. Case No. 27 of 2015, registered for the offences
punishable under Sections 341, 342, 323, 376, 504 and 509 of the
Indian Penal Code.

Allegedly the petitioner forcibly committed rape with
the informant when she has gone to attend the call of nature.

Submission is of false implication and that
occurrence is of 04.05.2015 but the first information report has
been lodged on 12.05.2015 after much delay, the father of the
petitioner filed Complaint Case No. 457C of 2015 against the
informant and others, medical evidence also does not support the

allegation of rape and as such the petitioner deserves sympathetic consideration to which the learned APP opposes.

In the facts and circumstances stated above, considering the allegation attributed against the petitioner serious in nature, I am not inclined to enlarge the petitioner above named on bail in connection with Kishanganj Mahila P.S. Case No. 27 of 2015, pending in the court of the Learned Sub-Divisional Judicial Magistrate, Kishanganj. Accordingly, his such prayer for bail stands rejected.

(Jitendra Mohan Sharma, J.)

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