

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.51456 of 2016

Arising Out of PS.Case No. -589 Year- 2015 Thana -KATIHAR District- KATIHAR

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Md. Parvez @ Parvez S/o Md. Samsul @ Samsul, R/o Muhalla Gudari
 Mohalla, P.S. Forbesganj, District Araria

.... Petitioner

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ambrish Rahul

For the Opposite Party/s : Dr. Indihar Kumari

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 19-12-2016 Heard learned counsel for the petitioner and learned
 Additional Public Prosecutor for the State.

This is an application for anticipatory bail, for the offence
 under Section 376 of the Indian Penal Code.

It has been submitted on behalf of the petitioner that the
 petitioner has falsely been implicated in this case only due to
 pressure to keep the informant with him. It has also been pointed
 out that the complaint petition has been filed one month after the
 alleged occurrence.

The complainant disclosed in her statement under section
 164 of the Code of Criminal Procedure that she was pregnant at
 that time.

Heard learned APP appearing for the State who opposed
 the prayer for anticipatory bail.



Having heard both sides and in view of the specific allegation against the petitioner, I am not inclined to allow the prayer of the petitioner for anticipatory bail. Accordingly, prayer of the petitioner is rejected. However, the petitioner is directed to surrender before the court below and seek regular bail, which shall be considered and disposed of on its own merit without being prejudiced by this order.

(Vinod Kumar Sinha, J)

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