

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.17925 of 2017

Arising Out of PS.Case No. -69 Year- 2013 Thana -MAHILA P.S. District- PATNA

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B. K. Lalan, Son of S.K. Banaita, resident of Mohalla- Brahm Kumari
Prajapati Iswariya University Branch Fatuha, P.S. Fatuha, Dist.- Patna are
present Village- Khargama, P.S. Phulparas, Dist.- Madhubani.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rajendra Nath Sinha

For the Opposite Party/s : Mr. Sri Ashok Kumar Singh

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CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA
ORAL ORDER

2 20-07-2017 Heard learned counsel for the petitioner and the

learned A.P.P. for the State.

The petitioner apprehends his arrest in connection
with Mahila P.S. Case No. 69 of 2013, registered under Sections
376 and 323/34 of the Indian Penal Code, pending in the court of
Chief Judicial Magistrate, Patna.

The accusation is that informant was serving in
Prajapati Brahm Kumari Ishwariya University at Fatuha, where
the petitioner was also serving. In the meantime, petitioner used to
misbehave her in spite of her objection. Thereafter, petitioner
developed physical relation with her on giving assurance to
perform the marriage. In the meantime, she conceived pregnancy



and on the direction of the petitioner, she also got aborted her pregnancy. When the informant asked to perform the marriage with the petitioner then petitioner refused and threatened her of dire consequences.

Learned counsel for the petitioner submits that, in fact, informant came in touch with petitioner and developed physical relation with the petitioner according to her own sweet will, but later on, due to misunderstanding the present case has been lodged with false allegation.

Having considered the facts and circumstances of the case and the nature of allegation against the petitioner, I am not inclined to grant anticipatory bail to the petitioner. Accordingly, his prayer for grant of anticipatory bail stands rejected. The petitioner is directed to surrender before the trial court within four weeks and pray for regular bail, which would be considered by the trial court in accordance with law without being prejudiced by the order of this Court.

(Rajendra Kumar Mishra, J)

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