

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.37026 of 2017**

Arising Out of PS.Case No. -49 Year- 2016 Thana -RAMGARHWA District-  
EASTCHAMPARAN(MOTIHARI)

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1. Samiullah @ Shamiullah Son of Sk. Gyas Mohammad, Resident of  
Village- Jumari Tola, Police Station Ramgarhwa, District East Champaran.

.... .... Petitioner/s

Versus

1. The State of Bihar

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Ram Adya Singh  
For the Opposite Party/s : Mr. Sri Ashok Kumar Singh  
For Informant : Mr. Amresh Pd. Sinha.

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**CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA**  
**ORAL ORDER**

3      31-08-2017              The petitioner seeks regular bail in connection with  
  
Ramgarhwa P.S. Case No. 49 of 2016, registered for offences  
  
punishable under Sections 376/511, 341, 342, 354(A), 354 (B),  
  
504 and 506 of the Indian Penal Code.

Allegation against the petitioner is of trying to commit  
rape on the informant.

It has been submitted on behalf of the petitioner that he  
has falsely been implicated in this case and in fact there was love  
affair between the parties and it is the informant, who called the  
petitioner to marry her. Further petitioner has been in judicial  
custody for last fourteen months.

Learned counsel for the State opposed the prayer for bail



and submitted that there are sufficient materials available on record to support the case of the prosecution.

Having heard both sides, it appears that the case is committed to the court of sessions and It further appears that the case is pending for framing of charge as a petition has been filed by other co-accused person to prefer revision and further considering the fact and circumstances of the case and nature of allegation at present, I am not inclined to release the petitioner on bail.

However, the petitioner may renew his prayer for bail after examination of informant in this case.

**(Vinod Kumar Sinha, J)**

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