

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.21285 of 2017

Arising Out of PS.Case No. -316 Year- 2014 Thana -KANKARBAGH District- PATNA

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Kamlesh Prasad @ Kamlesh Ram Son of Late Hajari Ram, Resident of New
Mani Chak, Masauri, P.S.- Masauri, District- Patna.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Kaushal Kishore

For the Opposite Party/s : Mr. Kumar Virendra Narayan

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 22-05-2017 Heard learned counsel for the petitioner and learned
counsel appearing on behalf of the State.

The petitioner is apprehending his arrest in connection
with Kankarbag P.S. Case No. 316 of 2014 for the offences
instituted under Sections 323, 341, 379, 376 and 504/34 of the
Indian Penal Code.

The allegation against the petitioner is that by taking
advantage of his superior position, sexually exploited the
informant.

It has been submitted on behalf of the petitioner that the
petitioner has got no criminal antecedent. There is no allegation
of tampering of witnesses alleged against the petitioner. The
petitioner has falsely been implicated in the present case. The



earlier anticipatory bail application of the petitioner was rejected vide Annexure-1 to the present application. The present application has been preferred on the ground that the dispute has already been settled between the parties vide Annexure-3 to the present application.

On behalf of the State, it has been submitted that the petitioner is named in the F.I.R.

Considering the fact that earlier anticipatory bail of the petitioner has already been rejected on merit by this court, the same is rejected in connection with Kankarbag P.S. Case No. 316 of 2014, pending in the court of learned Chief Judicial Magistrate, Patna.

Anyhow if the petitioner surrenders in the court below within a period of six weeks from today, the Court below shall consider the ground of settlement arrived between the parties.

With the aforesaid direction and observation, the present application is disposed of.

(Sudhir Singh, J)

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