

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.1098 of 2017

Arising Out of PS.Case No. -93 Year- 2016 Thana -MAHILA P.S District- SUPAUL

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1. Fulo Kumar, Son of Shiv Narain Sah, resident of Village - Meshharu,
Police Station - Mahesi, District - Saharsa.

.... Petitioner

Versus

1. The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Arun, Advocate

For the Opposite Party/s : Mr. Md. Nazir Ansari (APP)

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CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN SHARMA
ORAL ORDER

3 04-02-2017 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner apprehends his arrest in connection
with Supaul (Mahila) P.S. Case No. 93 of 2016, registered for the
offences punishable under Sections 354A, 354 of the Indian Penal
Code.

Allegedly, the petitioner being teacher of Radha
Swami Coaching Centre, always used to press the leg of the
informant with ulterior motive at the time of coaching and on
15.09.2016 at 5:30 P.M. when she went there for coaching the
petitioner declared leave to other girls and tried to outrage the
modesty of this informant by putting his leg on her thigh. The
informant thereafter fled away from there and narrated the entire



episode to her mother and then the case was lodged.

Submission is of false implication and that F.I.R. has been lodged after delay, the informant has planted this false case only due to enmity. The police has given privilege of Section 41(1) of Cr.P.C. and, as such, the petitioner deserves sympathetic consideration.

The learned A.P.P. opposes the prayer of pre-arrest bail.

In the facts and circumstances as stated above, considering the allegation attributed against the petitioner, I am not inclined to grant privilege of pre-arrest bail to him and accordingly his such prayer stands rejected, in connection with Supaul (Mahila) P.S. Case No. 93 of 2016, pending in the Court of learned S.D.J.M., Supaul.

(Jitendra Mohan Sharma, J.)

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