

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.29383 of 2017

Arising Out of PS.Case No. -131 Year- 2012 Thana -LAXMIPUR District- JAMUI

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Sunil Das Son of Sita Ram Rabids, Resident of Village- Karara, P.S.
Laxmipur, District- Jamui.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Umesh Prasad

For the Opposite Party/s : Mr. Umesh Lal Verma, APP

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA

ORAL ORDER

4 21-07-2017 Heard learned counsel for the petitioner and learned Additional
Public Prosecutor for the State.

The petitioner apprehends his arrest in connection with
Laxmipur P. S. Case No. 131 of 2012 registered for the offences
punishable under Sections 376(G) of the Indian Penal Code.

Diary in the present case was called for earlier, which has, since
been received.

Considering the facts and circumstances and after differing with
the opinion in the charge-sheet, the court below has taken cognizance of
the matter and, accordingly, the petitioner is facing apprehension of
custody.

Learned counsel appearing on behalf of the State also after
perusal of the case diary has pointed out to several paragraphs of the
case diary in which one independent witness has stated that she had
found the victim lady groaning in a field who had narrated to her the
entire occurrence.



Considering the nature of allegation and materials surfaced in the case diary, I am not inclined to grant anticipatory bail to this petitioner. It is, accordingly, rejected.

(Anjana Mishra, J)

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