

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.28504 of 2017

Arising Out of PS.Case No. -66 Year- 2017 Thana -BARACHATTI District- GAYA

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1. Banty Kumar Son of Dilip Kumar, Resident of Village- Jogar, P.S.-
Barachatty (Mohanpur), District- Gaya.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Arvind Kumar Singh

For the Opposite Party/s : Mr. Sri Nawal Kishore Prasad

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**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA**

ORAL ORDER

3 19-08-2017

Heard both sides.

The petitioner apprehends his arrest in Barachatti
(Mohanpur) P.S. case No. 66 of 2017 for the offences punishable
under Section 147, 376/511, 323, 504 of the Indian Penal Code
and under Section 8 of the POCSO Act.

The victim made allegation that when she was
returning after throwing garbage the petitioner put her down on
the ground and made abortive attempt to commit rape with her
after untying her under garment.

The learned counsel for the petitioner submits that
other accused persons have been granted anticipatory bail vide
order passed in Cr. Misc. No. 16394 of 2017 but from the FIR
itself it appears that it was the petitioner who made abortive



attempt to commit rape with the victim and other accused persons are alleged to have misbehaved with the family members of the victim after the occurrence.

Considering the facts aforesaid, I am not inclined to enlarge the petitioner on anticipatory bail. Accordingly, the same is rejected.

(Prabhat Kumar Jha, J)

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