

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No 16041 of 2017

Arising Out of PS.Case No. -33 Year- 2016 Thana -MAHILA PS District- GAYA

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MUNNA KUMAR @ MUNA KUMAR Son of Ishwar Prasad @ Ishwar Prasad Gupta, Resident of Mohalla- Dulhinganj Railway Gate No.1, Police Station- Kotwali, District- Gaya.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr Ajoy Kumar Chakraborty, Advocate
For the State : Mr Kumar Virendra Narayan, APP

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CORAM: HONOURABLE MR JUSTICE SANJAY PRIYA

ORAL ORDER

2 **05-05-2017** Heard learned counsel for the petitioner and the State.

The petitioner apprehends his arrest in connection with Mahila Police Station Case No 33 of 2016 instituted for the offence under Sections 376, 313/34 of Indian Penal Code pending in the Court of Additional Chief Judicial Magistrate I, Gaya.

As per written report, this petitioner, after death of the husband of the informant, established physical relationship with the informant on the pretext of performing marriage with her and she became pregnant but later on this petitioner, with other co-accused persons, pressurized her for abortion and forcibly administered medicine causing abortion of the child. Informant made complain at Pariwar Pramash Kendra, Gaya where this



petitioner sworn affidavit that he will marry with the informant but later on he refused to marry with her.

In this manner, there is specific allegation against the petitioner in the written report, as stated above.

Therefore, this Court is not inclined to grant anticipatory bail to the petitioner.

Prayer is rejected.

The petitioner may surrender before the Court below and seek regular bail which shall be considered and disposed of on its own merit without being prejudiced by this order.

(Sanjay Priya, J)

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