

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.1455 of 2018

Arising Out of PS. Case No.-75 Year-2016 Thana- MAHILA P.S. District- Madhubani

Md. Yusuf, son of Md. Yunus, resident of Village- Bhaguti, Police Station- Bisfi, District- Madhubani.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shailendra Kumar Jha

For the Opposite Party/s : Mr. Sri S. Ehteshamuddin

CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA

ORAL ORDER

4 24-04-2018 Heard learned counsel for the petitioner and learned APP
for the State.

Petitioner apprehends his arrest in Madhubani Mahila P.S.
case no. 75/2016 instituted for the offence under Section(s)
341, 323, 376/34 of the Indian Penal Code and Section 4 of the
POCSO Act.

It is alleged in the written report that petitioner on the
pretext of performing marriage with informant committed
illegal act with her for last four months several times but
finally refused to marry her and while informant made request
for marriage then petitioner and his family members also
refused the marriage and assaulted by fists and slaps. A
panchayati was also held but the petitioner did not hear to the
panchayati. The victim girl has given statement under Section



164 Cr. P.C which is available in the case diary wherein she has stated similar thing.

Learned counsel for the petitioner has submitted that a compromise petition has been filed in this case.

Considering the specific allegation against the petitioner in the written report and the statement of the victim girl recorded under Section 164 Cr. P.C. wherein she has levelled specific allegation against the petitioner, this Court is not inclined to grant anticipatory bail to the petitioner. Prayer for anticipatory bail of the petitioner stands rejected.

Petitioner is directed to surrender in the Court below within a period of four weeks and make prayer for regular bail which shall be considered and disposed of on its own merit in accordance with law after taking into consideration that compromise has taken place between the parties without being prejudiced by the present order.

(Sanjay Priya, J)

shyambihari/-

U		T	
---	--	---	--

