

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.49825 of 2018

Arising Out of PS. Case No.-67 Year-2018 Thana- KARJA District- Muzaffarpur

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Jitendra Jha, Son of Late Ram Naresh Jha, Resident of Village- Fanda, P.S.-
Karja, District- Muzaffarpur.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner/s : Mr. Surendra Kishore Thakur, Adv.

For the Opposite Party/s : Mr. Ram Anurag Singh, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

2 20-08-2018 Heard Sri Surendra Kishore Thakur, learned counsel

for the petitioner and Sri Ram Anurag Singh, learned Addl.

Public Prosecutor.

The sole petitioner, who is in custody only since
10.06.2018 in Karja P.S. Case No.67 of 2018 registered for the
offence under Section 376 of the Indian Penal Code, has prayed
for grant of bail.

Learned counsel for the petitioner submits that the
victim girl , though, was dumb, she was capable to put her
signature, but her statement under Section 164 of the Code of
Criminal Procedure was not got recorded. He further submits
that due to some earlier dispute, the present case has falsely
been instituted against the petitioner.

However, on going through the F.I.R. it is evident that



the petitioner, who was by profession of compounder, had gone to the residence of the victim girl and asked others to go for purchasing some articles and, thereafter, he committed rape.

Considering the fact that in the F.I.R. itself, there is specific accusation against the petitioner, there is no reason to pass favourable order. The prayer for bail stands rejected.

(Rakesh Kumar, J)

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