

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.27493 of 2018

Arising Out of PS.Case No. -2154 Year- 2017 Thana -PURNIA COMPLAINT CASE District-
PURNIA

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1. Md. Nausad @ Naushad Alam Son of late _Abdul Jalil, Resident of
Village-Arjun Bhittha, P.S.-Rauta, District-Purnea.

.... Petitioner/s

Versus

1. The State of Bihar
2. Rejwi Begum Wife of Tahmid @ Jamil, Resident of Village-Arjun
Bhittha, P.S.-Rauta, District-Purnea.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Amit Kumar Anand

For the Opposite Party/s : Mr. Sri Kalyan Shankar

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 10-05-2018 The petitioner is apprehending his arrest in connection
with Complaint Case No. 2154 of 2017, registered for offences
punishable under Sections 376 of the Indian Penal Code.

Allegation against the petitioner that he allured the
complainant and took away Rs. 44,000/- and also committed rape
on her.

It has been submitted on behalf of the petitioner that out
and out false and concocted allegations have been levelled and in
fact the petitioner's money was due to the complainant and when
he went to demand the same, he has been made accused in this
case. Further submission is that the petitioner has already lodged a
complaint against the complainant.



Heard learned A.P.P. also.

Having heard both sides, considering the fact that after enquiry a *prima facie* has been found under Section 376 of the IPC, as such, I am not inclined to grant the privilege of anticipatory bail to the petitioner. This application is accordingly dismissed.

Petitioner, if so desire, may surrender before the court below and pray for regular bail and if any such application is filed the court below shall dispose of the same on the merit of the case, without being prejudiced by the order of this court.

(Vinod Kumar Sinha, J)

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