

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.54913 of 2018

Arising Out of PS. Case No.-114 Year-2018 Thana- BIHARIGANJ District- Madhepura

Sanoj Choudhary, Son of Kameshwar Choudhary, resident of Village- Rahi Jagatpur Tola Tirasi, Police Station- Bihariganj, District- Madhepura.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Seema Kumari, Daughter of Shri Lalo Sah, resident of Village- Mohiydih Vaisi Tola Ward NO. 14, Police Station- Bihariganj District- Madhepura, at present resident of Village Rahi Jagatpur Tola Tirasi, Police Station- Bihariganj, District- Madhepura.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Surya Narayan Yadav
For the Opposite Party/s : Mr. Sri Rajeev Nayan

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

2 08-10-2018 Heard learned counsel for the petitioner and counsel appearing on behalf of the State.

The petitioner is apprehending arrest in connection with Bihariganj P.S. Case No. 114 of 2018 for the offence under Section 376 of the Indian Penal Code and Section 4 of POCSO Act.

Considering the nature of allegation and statement of the victim recorded under Section 164 Cr.P.C, the Court is not inclined to grant privilege of anticipatory bail to the petitioner. Accordingly, anticipatory bail prayer of petitioner is hereby dismissed. However, dismissal of the anticipatory bail application will not cause prejudice to the petitioner and in the



event, the petitioner surrender before the Court below and prays
for regular bail, the Court below is hereby directed to dispose of
the application for regular bail of the petitioner on the same day
in accordance with law without being prejudice by this order.

(Anil Kumar Upadhyay, J)

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