

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7771 of 2019

Arising Out of PS. Case No.-30 Year-2018 Thana- MAHILA P.S. District- Sitamarhi

Guddu Ansari, Age-22 yrs. Male, son of Matiful Ansari, resident of Village -
Parihar, Ward No.07, Police Station-Parihar, District-Sitamarhi

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr. Saroj Kumar Singh, Adv.

For the Opposite Party/s : Mr. Nityanand, A.P.P.

Mr. Deovind Kumar Singh, Adv.

CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

3 05-04-2019 Heard Sri Saroj Kumar Singh, learned counsel for the petitioner and Sri Nityanand, learned Addl. Public Prosecutor as well as Sri Deovind Kumar Singh, learned counsel for the informant.

The sole petitioner, apprehending his arrest in Sitamarhi Mahila P.S. Case No. 30 of 2018 registered for the offence under Sections 376, 504/34 of the Indian Penal Code, has prayed for grant of bail, in the event of his arrest or surrender.

Learned counsel for the petitioner submits that on perusal of F.I.R. itself, it is evident that F.I.R. was lodged much belatedly. It has also been argued that in between the petitioner and informant side, there was already dispute and case was



going on and, as such, the present case has falsely been instituted.

Learned Addl. Public Prosecutor as well as learned counsel for the informant have opposed the prayer for anticipatory bail. Earlier, by order dated 15-02-2019, case diary was called for, which has been received and kept on record.

I have perused the case diary also and after going through the same, it appears that the victim age was assessed as 17 years and in her statement recorded under Section 164 of the Code of Criminal Procedure, she has supported the case. In such view of the matter, there is no reason to entertain the prayer for anticipatory bail.

The anticipatory bail petition stands dismissed.

(Rakesh Kumar, J.)

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