

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.12262 of 2019**

Arising Out of PS. Case No.-60 Year-2018 Thana- MAHILA P.S. District- Kishanganj

Danish Alam S/o Late Kalimuddin Resident of Village- Mohmmad Nagar,
Partibasti, P.S.- Bahadurganj, District- Kishanganj.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Diwakar Sinha

For the Opposite Party/s : Ms. Rina Sinha

**CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER**

2 27-02-2019 This is an application for grant of anticipatory bail in connection with Kishanganj Mahila P.S. Case No. 60 of 2018, disclosing offences under Sections 376, 341, 323, 504, 34 of the Indian Penal Code.

Allegation against the petitioner is that he continuously committed rape upon the informant on the pretext of marriage, but later on refused to marry with her and when she married with another person, then again the petitioner committed rape upon her.

Submission of learned counsel for the petitioner is that the whole prosecution does not appear to be believable and in order to put pressure on the petitioner to marry with her, the present false case has been lodged.

Heard learned A.P.P. also, who opposed the prayer for



anticipatory bail of the petitioner stating that the whole life of the informant has ruined by the petitioner and she has supported the allegation of rape against the petitioner in her statement recorded under Section 164 Cr.P.C.

Having heard both sides, in view of the facts and circumstances of the case, I am not inclined to grant anticipatory bail to the petitioner, rather he should surrender and make prayer for regular bail, which will be considered on its own merit.

Accordingly, this application is dismissed.

(Vinod Kumar Sinha, J)

Amjad/-

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