

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18643 of 2019

Arising Out of PS. Case No.-315 Year-2018 Thana- KORHA District- Katihar

=====

KUNDAN KUMAR, Son of Phagu Byadha, Resident of Village- Basgrha,
P.S.- Korha, District- Katihar

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

=====

Appearance :

For the Petitioner/s : Mr.Mukesh Kumar Jha

For the Opposite Party/s : Mr.Rajesh Kumar

=====

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 21-05-2019 Petitioner seeks bail in connection with Korha P.S.

Case No. 315 of 2018, corresponding to Sessions Trial No. 414
of 2018, registered for the offences punishable under Sections
366 and 376A of the Indian Penal Code.

Allegation against the petitioner is of enticing the
minor daughter of the informant and it further appears that the
statement of the victim girl was recorded in which she has stated
the petitioner has forcibly made physical relationship with her.

Submission of learned counsel for the petitioner is
that there is delay in lodging the FIR, as a matter of fact she
eloped with petitioner on her own sweet will and was residing at
Katihar from where she was persuaded but due to pressure of
her family members, she made statement against the petitioner.
Medical report does not support the prosecution story of rape



and he is in custody since 28.8.2018.

Heard learned APP also.

In view of above allegation, I am not inclined to grant bail to the petitioner at this stage.

However, learned trial court is directed to expedite the trial.

With the above observation, this application is dismissed.

(Vinod Kumar Sinha, J)

spal/-

U		T	
---	--	---	--

