**IN THE HIGH COURT OF JUDICATURE AT PATNA**
**CRIMINAL MISCELLANEOUS No.21235 of 2019**

Arising Out of PS. Case No.-3 Year-2019 Thana- MANIHARI District- Katihar

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RIZWAN AHMAD Son of Shabbir Ahmad R/o Village- Narayanpur, P.O.- Narayanpur, P.S.- Manihari, Distt.- Katihar

... ... Petitioner/s

Versus

The State of Bihar Bihar

... ... Opposite Party/s

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**Appearance :**
For the Petitioner/s : Mr.Najmul Hoda
For the Opposite Party/s : Mr.Md. Shakir Ahmad

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

ORAL ORDER

2 09-05-2019 This application, for grant of anticipatory bail, arises out of Manihari P.S. Case No. 3/2019, disclosing offences under Sections 376 of the Indian Penal Code.

Allegation against the petitioner is of commission of rape on the informant.

Submission of learned counsel for the petitioner is that entire allegation is false and concocted, which will appear from the fact that the medical report does not support the prosecution story as no sign of rape has been found.

Learned counsel for the State as well as informant opposed the prayer for bail.

Having heard both sides, considering the facts and circumstances and the nature of allegation, I am not inclined to grant the privilege of anticipatory bail to the petitioner rather

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petitioner should surrender before the court below and make prayer for regular bail and if any such application is filed, the court below will dispose of the same on the merit of the case.

This application is, accordingly, dismissed

**(Vinod Kumar Sinha, J)**

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