

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.76536 of 2018

Arising Out of PS. Case No.-898 Year-2018 Thana- BIHTA District- Patna

Arvind Kumar @ Arvind Yadav Son of Vakil Yadav, Resident of Village-
Kaliganj, P.S.- Bihta, District- Patna.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Satish Chandra

For the Opposite Party/s : Mr. Tapeswar Sharma

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 18-04-2019 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in Bihta P.S. case No.898 of
2018 registered under Sections 376(d), 506 of the Indian Penal
Code, pending in the court of A.C.J.M. 1st, Danapur.

Allegation is that the accused persons committed rape
upon the victim.

It has been submitted on behalf of the petitioner that
the petitioner is in custody since 12.08.2018 and has got no
criminal antecedent. Charge sheet has been submitted in this
case. There is no allegation of tampering of witnesses alleged
against the petitioner. The petitioner and the victim were known
to each other. The victim had come to the petitioner out of her
own will. The medical examination report does not support the



allegations made in the F.I.R. The present case has been instituted for the oblique reasons. There is contradiction between the statement made in the F.I.R. and the statement made under Section 164 Cr.P.C.

On behalf of the State, it is submitted that the petitioner is named in the F.I.R. He is alleged to have committed rape upon the victim.

Considering the aforesaid facts and circumstances, I am not inclined to grant bail to the petitioner at this stage. The same is rejected.

(Sudhir Singh, J)

Narendra/-

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