

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21800 of 2019

Arising Out of PS. Case No.-61 Year-2018 Thana- ANTICHAK District- Bhagalpur

Sadanand Yadav @ Sada Yadav, S/o Late Thakur Yadav, R/o village-
Birbanna, P.S.- Antichak, District- Bhagalpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Brajesh Kumar Singh, Advocate

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

CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL ORDER

2 08-04-2019 Heard learned counsel for the petitioner and learned
counsel for the State.

In this case, the petitioner is seeking anticipatory
bail in connection with Antichak P.S. Case No.61 of 2018,
registered for the offence punishable under Sections 341, 323,
448, 307, 354 (B)/34 of the Indian Penal Code and Section 27
of Arms Act.

Allegation has been made that the accused persons
including the petitioner entered into the house in the midnight
and tried to outrage the modesty of the wife of the informant
and when she objected, they shot at her. She was treated at
Kahalgaoon Sadar Hospital and she was referred to JLNMC, Bhatnagar,
Bhagalpur and for better treatment, she was treated at Silliguri



in a private hospital.

During investigation, in paragraph 24, she has specifically taken the name of the accused persons including the petitioner to have committed the rape upon her, but surprisingly, the police has not instituted the case for the offence, which has been committed upon the victim.

Looking to the nature of allegation, this Court is not inclined to grant bail to the petitioner.

Accordingly, the prayer for bail is rejected.

Let the Senior Superintendent of Police, Bhagalpur must examine the matter and must serious note of the same and ensure the investigation should be done in a proper manner.

(Shivaji Pandey, J)

V.K.Pandey/-

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