

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27913 of 2019

Arising Out of PS. Case No.-69 Year-2018 Thana- MAHILA P.S. District- Banka

Subhash Yadav, Aged about 22 years, Male, S/o Mahru Yadav R/o village-
Kolhasari, P.S.- Jaipur (Katoriya), District- Banka

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Dhananjay Kumar Pandey

For the Opposite Party/s : Mr.Uday Chand Prasad

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

2 29-04-2019 Heard both sides.

Petitioner apprehends his arrest in (Banka) Mahila
P.S. Case No.69 of 2018, registered under Sections 376(D) of
the Indian Penal Code.

The victim alleged that the petitioner and his friend
entered into her house finding her alone and committed rape
with her one by one. On alarm one person was apprehended
who disclosed his name as Anil Yadav. Petitioner managed to
flee away.

Learned counsel for the petitioner submits that the
victim wanted to marry with the petitioner and that is why this
false case has been lodged. It is further submitted that by
intervention of the people, the case has been compromised but it
appears that the victim made specific allegation in her fardbeyan



as well as in her statements recorded under Section 164 Cr.P.C.
that the petitioner and his friend committed rape with her one by
one.

Considering the facts aforesaid, I am not inclined to
enlarge the petitioner on anticipatory bail. Accordingly, the
prayer for anticipatory bail of the petitioner is rejected.

(Prabhat Kumar Jha, J)

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