

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.44564 of 2019**

Arising Out of PS. Case No.-117 Year-2019 Thana- AHIYAPUR District- Muzaffarpur

BITTU YADAV @ SATYAM KUMAR S/O Pramod Kumar Resident of
Village- Kumhrar, P.S.- Tariyani, District- Sheohar.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Chandra Shekhar Anand

For the Opposite Party/s : Mr.Kumar Veerendra Narayan

**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER**

2 19-07-2019 Heard both sides.

The petitioner apprehends his arrest in Ahiyapur P.S.
Case No.117 of 2019 registered under Sections 323, 376 and 34
of the Indian Penal Code.

The informant alleged that the petitioner called him at
his residence and offered water. The informant after taking
water became unconscious. The informant alleged that the
petitioner outraged her modesty and committed rape.

The learned counsel for the petitioner submits that the
victim is of doubtful character. She has got two Aadhaar Cards
one in the name of Neha Singh, C/o Munna Singh and in
another Aadhaar Card, the name of the victim is Gajala Khatoon
daughter of Munna Mian. It is further submitted that informant
also lodged Muzaffarpur Mahila P.S. Case No.33 of 2019



against someone else. No occurrence as alleged by the informant ever took place but it appears that the victim made specific allegation that it was petitioner, who committed rape after intoxicating her and the victim also reiterated the same fact recorded under Section 164 Cr.P.C.

Taking into consideration the facts aforesaid, I am not inclined to enlarge the petitioner on anticipatory bail. Accordingly, the same is rejected.

(Prabhat Kumar Jha, J)

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