

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.63976 of 2019

Arising Out of PS. Case No.-275 Year-2019 Thana- KORHA District- Katihar

MD. MINTU @ MD. EKRAR @ MD. EKRAR ALAM, aged about 25 years,
Male, Son of Md. Israil, Resident of Sikkat, P.S.- Barari, District- Katihar
... Petitioner

Versus

The State of Bihar ... Opposite Party

Appearance :

For the Petitioner : Mr. Ratnakar Ambastha, Adv.

For the Opposite Party : Mr. Uday Chand Prasad, APP

**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

2 18-10-2019 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the state.

The petitioner seeks pre-arrest bail in connection with
Korha P.S. Case No. 275 of 2019, pending in the Court of the
Chief Judicial Magistrate, Katihar, registered under Section
363,366 and 376 of the Indian Penal Code.

The accusation is that in the evening of 09.07.2019,
informant was at the house of her father. At that time, the
petitioner came on Scorpio jeep and seeing her alone took her in
the Scorpio jeep and moved towards Musahri Basti and kept her
in the house of his friend and used to commit rape. On
13.07.2019 at about 09.00 p.m. petitioner left her at Musapur
Chowk.

Learned counsel appearing on behalf of the petitioner
submits that in fact the petitioner and the father of the informant



are co-villagers and next door neighbours and due to dirty village politics, father of the informant managed to lodge the present case and the informant also supported the prosecution case only to give pressure in her statement recorded under Section 164 of the Criminal Procedure Code.

Having regard to the facts and circumstances of the case, I am not inclined to grant the privilege of pre-arrest bail to the petitioner. The prayer for pre-arrest bail is **rejected**. The petitioner is directed to surrender before the Court below and seek regular bail, which will be considered on its own merit and without being prejudiced of this order.

(Rajendra Kumar Mishra, J)

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