

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No 71590 of 2019**

Arising Out of PS. Case No.-18 Year-2019 Thana- BHIMPUR District- Supaul

CHANDRAKISHOR MEHTA Son of Shyam Mehta Resident of Village-
Bhimpur P.S.- Bhimpur, District- Supaul.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Arun Kumar Jha

For the Opposite Party/s : Mr.Nitya Nand Tiwary

CORAM: HONOURABLE MR JUSTICE MADHURESH PRASAD

ORAL ORDER

3 19-12-2019 Heard learned counsel for the petitioner and the learned
APP for the State.

Petitioner apprehends arrest in connection with Bhimpur
Police Station Case No 18 of 2019 instituted for the offence
under Section(s) 366A of Indian Penal Code.

It is submitted by the petitioner's counsel that the
petitioner has been implicated in this case falsely. It is further
submitted that the victim girl has been recovered and her
statement has been recorded under Section 164 of Criminal
Procedure Code (for brevity, *Cr P C*) wherein she has not
named the petitioner. The petitioner is stated to be having no
criminal antecedent.

The learned APP for the State has opposed the prayer



pointing out to the statement of the victim under Section 164 of Cr P C which is Annexure 2 to the application. It is submitted that the victim girl has supported the allegation of her being taken away and rape being committed by one named accused Dharmendra and his friend. The petitioner happens to be friend of the said Dharmendra.

Considering the rival submissions, gravity of the allegations as well as the statement of victim, this Court is not inclined to grant anticipatory bail to the petitioner. Prayer is rejected.

(Madhuresh Prasad, J)

M.E.H./-

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