

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4040 of 2020**

Arising Out of PS. Case No.-92 Year-2019 Thana- CHANDRADIP District- Jamui

Rajiv Kumar @ Rajiv Kumar Yadav S/o Sri Masudan Yadav R/o village-
Dharampur, P.S.- Chandradeep, District- Jamui (Bihar)

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Anant Kumar Sinha

For the Opposite Party/s : Mr.Pranav Kumar, A.P.P.

**CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER**

4 13-07-2020 Heard learned counsel for the petitioners and the
learned A.P.P. for the State.

The petitioner apprehends his arrest in connection
with Chandradeep P.S. Case No. 92 of 2019 for the offence
punishable under Sections 363 and 366A(A) of the Indian
Penal Code.

Learned counsel appearing for the petitioner
submits that the petitioner, who is of clean antecedent, is
innocent and has not committed any offence. In fact, the
alleged occurrence took place on 03.08.2019 whereas the
F.I.R has been filed on 07.08.2019 after lapse of almost four
days without explaining the plausible delay which creates
doubt over the prosecution version. Moreover, the victim in



her statement recorded under Section 164 Cr.P.C. has not disclosed anything like the allegation levelled in the F.I.R., which is evident from Annexure-2. Hence, the petitioner may be granted the privilege of anticipatory bail.

Considering the facts and circumstances of the case, let the, above named, petitioner in the event of his arrest or surrender before the court below within a period of four weeks be released on bail on furnishing his personal bond to the satisfaction of the learned A.C.J.M.-Ist, Jamui in connection with Chandradeep P.S. Case No. 92 of 2019 subject to the conditions laid down under Section 438(2) of the Cr.P.C.

(Arvind Srivastava, J)

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