

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27179 of 2021**

Arising Out of PS. Case No.-78 Year-2018 Thana- TILAUTHU District- Rohtas

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MUNNA KUMAR Son of Vijay Lal @ Vijay Prasad Sinha Resident of
Village- Sonpura, Post office- Chandanpura, P.S.- Tilauthu, District- Rohtas.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Rajani Kant Singh, Advocate

For the Opposite Party/s : Mr.Ram Bilash Roy Raman, APP

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 04-04-2022 Heard learned counsel for the petitioner and learned
APP for the State.

Learned Counsel for the petitioner is directed to
remove the defect(s), as pointed out by the office, within a
period of four weeks.

The petitioner is apprehending his arrest in connection
with Tilauthu P.S. case No.78/2018 registered under Sections
376/34 of the Indian Penal Code and Sections 67, 67(a) of the
I.T. Act, 2008, pending in the court of S.D.J.M., Dehri, District
Rohtas at Sasaram.

Prosecution case, in short, is that two co-accused
caught the victim and did wrong act and made video and
showed it to society.

It has been submitted on behalf of the petitioner that



the petitioner has got no criminal antecedent. There is no allegation of tampering of witnesses alleged against the petitioner. The petitioner has falsely been implicated in the present case. The petitioner is not named in the F.I.R. His name has transpired in this case in course of investigation. Due to previous enmity and village politics, the name of the petitioner has been dragged in the present case.

On behalf of the State, it is submitted that though the petitioner is not named in the F.I.R., but the victim in her statement recorded under Section 164 Cr.P.C. has named the petitioner.

Considering the aforesaid facts and circumstances, I am not inclined to grant anticipatory bail to the petitioner. The same is rejected.

If the petitioner surrenders before the court below and prays for regular bail, same shall be considered on its own merit without being prejudiced by this order.

(Sudhir Singh, J)

Narendra/-

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