

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.53724 of 2021

Arising Out of PS. Case No.-97 Year-2021 Thana- SIKTI District- Araria

RAM LAL SHARMA Son of Harihar Sharma Resident of Village -
chaghariya, P.S. - Sikty (Bardaha), Dist. - Araria.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mrs.Rina Sinha

For the Opposite Party/s : Mr.Mohammad Sufyan

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

6 21-03-2022 Heard learned counsel for the parties.

The petitioner seeks bail in Sikty P.S. Case No.97 of 2021, registered for the offence under Section 363, 365, 366 of the Indian Penal Code.

As per the F.I.R., this petitioner forcibly abducted the daughter-in-law of the informant, took her to a maize field and committed rape on her.

It is submitted on behalf of petitioner that petitioner has been falsely implicated in this case due to dispute between the parties. The victim lady is major and mother of four children. She was not medically examined. It is further submitted that though, the alleged occurrence took place in the night (1:00 AM) of 17-18 May, 2021, but F.I.R. has been lodged on 18.05.2021 at 4:00 PM without any plausible explanation of delay. Petitioner claims clean antecedent and he is in custody



since 19.05.2021.

However, learned A.P.P. for the State opposed the bail petition and submitted that the victim lady, in her statement recorded under Section 164 Cr.P.C., has named this petitioner and corroborated the prosecution case.

Considering the aforesaid facts and circumstances as well as statement of the victim recorded under Section 164 Cr.P.C., I am not inclined to grant bail to the petitioner and same is, accordingly, rejected.

(Prabhat Kumar Singh, J)

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