

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.59291 of 2021**

Arising Out of PS. Case No.-41 Year-2020 Thana- MAHILA P.S. District- Siwan

Dhananjay Singh Son of Rajendra Singh Resident of Village - Shivrampur,
P.S. Goreakothi, District - Siwan.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ramchandra Sahni

For the Opposite Party/s : Mr.Satyendra Narayan Singh

**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER**

2 04-07-2022 Heard both parties.

The petitioner apprehends his arrest in Mahila P.S.
Case No. 41 of 2020, registered for the offences punishable
under Section 376(D) of the Indian Penal Code.

Prosecution case in brief is that while the informant
had gone to attend the natural call, this petitioner and three co-
accused persons took her away and committed rape with her.

It is submitted that the occurrence took place on
28.06.2020, but the FIR was lodged on 01.07.2020 after delay
of three days of the occurrence. During course of investigation,
some witnesses have stated that no such occurrence has taken
place as alleged in the FIR. It is further submitted that informant
was medically examined and there was no sign of recent sexual
intercourse.



However, counsel for State vehemently opposed the prayer for bail and submitted that petitioner has been identified and named by the informant (victim lady).

In view of 164 statement of victim lady (informant), I am not inclined to enlarge the petitioner above-named on anticipatory bail. Accordingly, the same is rejected.

(Prabhat Kumar Singh, J)

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