

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.69594 of 2021

Arising Out of PS. Case No.-394 Year-2018 Thana- MITHANPURA District- Muzaffarpur

Deepak Kumar @ Deepak Singh S/o Shri Nagendra Prasad Singh Resident of
Mohalla- Shiv Shankar Path, Mithanpura, P.S.- Mithanpura, District-
Muzaffarpur.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Sanjay Kumar @ S.K.

For the Opposite Party/s : Mr.Rana Randhir Singh

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

3 25-07-2022 Heard learned counsel for the petitioner and the State.

The petitioner is in custody in connection with
Mithanpura P.S. Case No. 394 of 2018 under sections
420/290/34 of the Indian Penal Code and 30(a) of Bihar
Prohibition & Excise Act, 2016.

The prosecution story, in short, is that the informant
has stated in his written report that on 22.10.2010, Kiran
Kumari aged 17 years was living with her so-called brother-in-
law, Dileep Mahto in the house of Rakesh Singh @ Tuntun
Kumar at Khadi Bhandar as tenant. Kiran Kumari filed an
application on 21/22.10.2018 against five accused persons for
rape and assault for which Mithanpura P.S. Case No. 393 of
2018 was registered under section 376(D) and other sections of



the IPC and POCSO Act and SC/ST Act against the accused Chandan Thakur, Chhoto Thakur, Tinku Thakur and Dablu Thakur. However, no sign of rape has been confirmed on examination of the victim. He later stated that he is in business of liquor in full cooperation and support of accused and the petitioner herein, Deepak Kumar @ Deepak Singh.

Accordingly, the said house was raided and 240 bottles of Indian Made Foreign Liquor was/were recovered/seized.

Taking into account the fact that FIR was lodged against the petitioner on 23.10.2018 but he evaded arrest and finally came into judicial custody only in the year 2021 as also the fact that he has criminal antecedent, this Court is not inclined to grant him the privilege of bail which is accordingly rejected.

(Rajiv Roy, J)

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