

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.22661 of 2023

Arising Out of PS. Case No.-74 Year-2022 Thana- MAHILA PS District- Darbhanga

Raj Shekhar Raja @ Raj Shekhar Kumar @ Nandan Kumar Son of
Laliteshwar Yadav @ Lalit Yadav R/V- Dhoighat, Mishraudia, P.S- Sadar,
Dist- Darbhanga

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr.Syed Ashfaque Ahmad
For the Informant	:	Mr.Udeshya Kumar Yadav
		Mr.Ravi Prakash
		Mr.Vinod Kumar
For the Opposite Party/s :		Mr.Amitesh Kumar

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 13-07-2023 Heard both parties.

2. The petitioner apprehends his arrest in a case registered for the offences punishable under Sections 376, 313 and 506/34 of the Indian Penal Code.

3. It is alleged that on false assurance of marriage to informant, petitioner dishonestly procured sexual intercourse with her. In course of continuation of affairs, she got pregnant which got terminated by the accused petitioner by administering medicine to her.

4. It is submitted that petitioner is suffering from mental disorder and he is undergoing treatment in AIIMS, New Delhi. As per the FIR, there was relation between the parties for



the last four years, at that time, the petitioner was aged only 15-16 years. Informant in her *fardbeyan* did not disclose the date and time of occurrence. Petitioner claims clean antecedents.

5. Counsel for informant however, vehemently opposed the prayer for bail and submitted that there is specific allegation against this petitioner that on the false pretext of marriage this petitioner sexually exploited the informant. It is next submitted that during pendency of this case, process of section 82 and 83 has also been initiated.

6. Considering the facts aforesaid and gravity of offence, I am not inclined to enlarge the petitioner above-named on anticipatory bail in connection with Sadar Mahila P.S. Case No. 74 of 2022. Accordingly, the same is rejected.

(Prabhat Kumar Singh, J)

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