

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.33037 of 2023

Arising Out of PS. Case No.-240 Year-2022 Thana- RUPAULI District- Purnia

Ajay Kumar Son Of Sri Sohan Singh R/O Village- Sadhwa Basa, Gwalpara,
P.S.-Rupauli, District-Purnea

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Bijendra Kumar Singh

For the Opposite Party/s : Mr. Uday Pratap Singh

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 21-07-2023 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in Rupauli
P.S. Case No. 240 of 2022 registered for the offences punishable
under Sections 376, 34, 506 of the Indian Penal Code pending in
the Court of learned J.M. 1st Class, Purnea.

3. Allegation against the petitioner is that he along
with co-accused Vibhash Kumar Singh entered into the house
of the informant and forcibly established physical relation with
her and also threatened her that they will kill her and her
husband.

4. Learned counsel for the petitioner submits that
the petitioner is innocent and has falsely been implicated in this
case. The allegation levelled against the petitioner is not
specific rather general and omnibus in nature. He submits that



the petitioner and the informant are neighbour and the informant side was cutting boundary and the petitioner raised protest for that, due to this reason the petitioner has been falsely implicated in this case. The petitioner has got no criminal antecedent as mentioned in para-3 of the bail application.

5. Learned APP for the State vehemently opposing the bail petition submitted that the victim in her statement u/s 164 of the Cr.P.C. has supported the prosecution case. Hence, he does not deserve privilege of anticipatory bail.

6. Considering the facts and circumstances of case, I am not inclined to enlarge the petitioner on anticipatory bail. The prayer for anticipatory bail of the petitioner is hereby rejected.

(Anjani Kumar Sharan, J)

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