

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.47876 of 2023

Arising Out of PS. Case No.-229 Year-2022 Thana- DAGARUA District- Purnia

MD. RAIS Son of Late Md. Kadir Resident of village - Parbheli, P.S. -
Kadwa, Distt. - Katihar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Kumar Praveen

For the Opposite Party/s : Mr.Anita Kumari

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 12-09-2023 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for bail in a case instituted
for the offence under Sections 447, 341, 376, 504, 506, 323/34 of
the Indian Penal Code.

3. The allegation against the petitioner along with others
is of forcibly committed rape upon the informant.

4. It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. He has
committed no offence. He submitted that the informant comes
from poor family with ulterior motive implicated the petitioner to
malign his reputation and prestige in society as well as to put
pressure upon him for marry or to extort money from the
petitioner. Petitioner is languishing in judicial custody since



06.03.2023.

5. Learned APP for the State has opposed the application for bail and submitted that petitioner is named in the FIR. The statement of the victim has been recorded u/s 164 of the Cr.P.C., in which she stated that this petitioner committed rape upon her forcibly, which corroborates the prosecution case. During investigation several witnesses have also supported the prosecution case.

6. Having heard the learned counsel for the parties and considering the nature of allegation, this court is not inclined to enlarge the petitioner on bail and, as such, his prayer for bail stands rejected.

7. The trial Court is directed to conclude the trial expeditiously.

(Sunil Kumar Panwar, J)

arish/-

U			
---	--	--	--

