

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.34290 of 2024

Arising Out of PS. Case No.-191 Year-2023 Thana- JALALGARH District- Purnia

Md. Toukir Son Of Sheikh Tamijuddin Resident Of Village - Bharocha, P.S. -
Kasba, District - Purnia

... .. Petitioner/S

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	MR. N.K. Agrawal, Sr. Advocate
		Mr. Bidhu Ranjan, Advocate
For the Opposite Party/s :		Ms. Madhuri Lata, APP

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 19-11-2024 Heard learned senior counsel for the petitioner and
learned APP for the State.

2. Petitioner is apprehending his arrest in connection with
Jalalgarh P.S. Case No.191 of 2023, registered for the offence
punishable u/s 376, 120B of IPC.

3. As per prosecution case, on 27.07.2023, at about 10:00
pm petitioner committed rape upon the informant.

4. It is submitted by learned senior counsel for the petitioner
that petitioner is quite innocent and has not committed any
offence. He has been falsely implicated in this case.
Occurrence took place on 27.07.2023 but complaint case has
been filed on 03.10.2023 i.e after delay of three months without
giving any plausible explanation. It is also submitted that after



institution of the complaint, later present FIR has been lodged under Section 156(3) of the Cr.P.C. No prima facie case has been made out against the petitioner. Petitioner has no criminal antecedent as mentioned in para 3 of the bail application.

- 5. Learned APP for the State opposed the prayer for bail.
- 6. Considering the aforesaid facts and circumstances and the serious nature of allegation, I am not inclined to enlarge the petitioner on bail. The prayer for grant of anticipatory bail on his behalf is hereby rejected.
- 7. This application is accordingly dismissed.

(Anjani Kumar Sharan, J)

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