

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4461 of 2025

Arising Out of PS. Case No.-71 Year-2023 Thana- MAHILA P.S. District- Samastipur

Nitish Kumar S/o- Anil Yadav @ Havaru Yadav Resident of village and PS-
Bithan District- Samastipur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Akshansh Shanker, Advocate
For the State : Ms.Usha Kumari 1, APP

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 05-02-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with
Samastipur Mahila P.S. Case No. 71 of 2023 registered for the
offence punishable under Sections 376-D, 341, 342 and 504/34
of the Indian Penal Code.

3. The petitioner and another person gang raped the
victim. The petitioner is in jail since 07.08.2023. In the trial,
five witnesses have been examined.

4. In view of the law laid down by the Hon'ble
Supreme Court in the case of **X vs. State of Rajasthan & Anr.**
reported in **2024 SCC Online SC 3539**, this application is
dismissed.

5. The Superintendent of Police, Samastipur will



provide all protection to the victim and the mother of the victim for depositing in the case as it appears that for some reason they are not appearing in the Court.

6. Let a copy of this order be communicated to the Superintendent of Police, Samastipur forthwith through FAX or email for its compliance.

(Sandeep Kumar, J)

P. Kumar

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