

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.24264 of 2025

Arising Out of PS. Case No.-538 Year-2024 Thana- ARA NAGAR District- Bhojpur

Md. Chhotu Khan @ Shahzad Khan @ Chhotu Khan Son of Md. Shakil Khan
Resident of Village - Estamnagar (Mate), P.S. - Ara Nagar, District - Bhojpur,
Ara

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Ms/Mrs. Malti Kumari, Advocate
For the Opposite Party : Mr.Pranav Kumar, A.P.P.

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

- 3 13-05-2025 Heard learned counsel for the petitioner and the State.
2. Petitioner apprehends arrest in a case registered for the offence punishable under sections 376/34 of the Indian Penal Code.
3. As per the prosecution case, when the informant was alone in the house, petitioner came there and committed rape on her. Thereafter, on several times on the pretext of marriage, petitioner committed rape on the informant as a result of which she became pregnant. Later on, petitioner refused to marry with her.
4. Learned counsel appearing for the petitioner submits that the petitioner is innocent and has falsely been implicated in this case due to previous enmity. Petitioner is house owner and due to dispute of house rent, this case has been



lodged with false and concocted allegations. Petitioner claims clean antecedent.

5. Learned counsel for the State opposes the prayer for bail. He submits that the victim, in her statement recorded under section 183 Bharatiya Nagarik Suraksha Sanhita, 2023, has supported the prosecution case.

6. Considering the nature and gravity of allegation and aforesaid statement of the victim, prayer for bail of the petitioner is rejected.

(Prabhat Kumar Singh, J)

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