

AB 2035/2012

BEFORE

HON'BLE MR. JUSTICE B.D. AGARWAL

This application under Section 438 Cr.P.C. has been filed by the accused/petitioner namely, Kalu Mia, praying for bail, apprehending his arrest, in connection with Hatigaon PS Case No. 164/2012 u/s 376 IPC.

Heard Ms. H. Das, learned counsel for the petitioner and Mr. B. B. Googi, learned Addl. PP, Assam. Also perused the case diary.

The victim is the father-in-law of the petitioner and she is alleging sexual assault by the petitioner. The victim has reiterated the allegation in her statement recorded u/s 164 CrPC.

In view of the above, I am of the considered view that it is not a fit case for anticipatory bail.

Accordingly, the bail petition is rejected.