

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.51554 of 2014

Arising Out of PS.Case No. -178 Year- 2014 Thana -PIRO District- BHOJPUR

1. Raju Srivastva s/o late Bharath Srivastva Resident of village - Bihiya
Road P.S. Piro, District - Bhojpur

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rajani Ranjan Pd. Singh

For the Opposite Party/s : Mr. Ganesh Pd.Singh(App)

CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL ORDER

2 03-03-2015 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner seeks bail in connection with POCSO
Case No. 14 of 2014 arising out of Piro P.S. Case No. 178 of 2014
registered for the offences punishable under sections 363, 366-A
of the Indian Penal Code as well as 4 and 6 of the Prevention of
Children from Sexual Offences Act, 2012.

Learned counsel for the petitioner has submitted that
the alleged victim willfully went together with the petitioner and
married him and hence the offences alleged would not be attracted
against the petitioner.

On the other hand, learned counsel for the State has
submitted that on conclusion of investigation the police have

submitted charge sheet interalia under section 376 of the Indian Penal Code as the petitioner is alleged to have established physical relationship with a minor girl aged about 13 years.

Regard being had to the facts and circumstances of the case, I am not inclined to grant bail to the petitioner for the present. Accordingly, the prayer for bail is rejected.

In case, the trial is not concluded within nine months from the date of receipt/production of a copy of the order, petitioner would be at liberty to renew his prayer for bail.

(Ashwani Kumar Singh, J)

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