

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.52464 of 2015

Arising out of PS.Case No. -21 Year- 2015 Thana -MAHILA PS District- EAST CHAMPARAN
(MOTIHARI)

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Muna Sah @ Munna Sah @ Munna Kr. Singh @ Bajrangi Singh, Son of
Mahesh Pd., Resident of Village - Rupahari, P.S. - Sikarganj, District - East
Champaran.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Pramod Kumar Singh
Mr. Ramakant Yadav

For the Opposite Party/s : Mr. P.Mehta, APP

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CORAM: HONOURABLE MR. JUSTICE JYOTI SARAN
ORAL ORDER

2 14-12-2015

Heard the parties.

The petitioner apprehends his arrest in connection with Mahila P.S. Case No.21 of 2015 for the offences punishable under sections 352, 370 and 366/34 of the Indian Penal Code and sections 4/6 of the POCSO (Prevention of Children from Sexual Offences) Act.

The copy of the FIR is placed at Annexure-1 and the petitioner is charged with forceful marriage with the victim girl who is underage.

Although Mr. Pramod Kumar Singh, learned counsel appearing for the petitioner seeks to draw the advantage from the requisition filed by the investigating officer seeking arrest of the petitioner on grounds of dissimilarity in name but in my

opinion considering the statement of the victim girl recorded under section 164 of the Code of Criminal Procedure as well as her statement in the FIR this objection is unsustainable at the present stage.

This application is accordingly disposed of with direction to the petitioner to surrender before the court below and seek regular bail and any such application being filed shall be considered and disposed of by the court below on its own merits without being prejudiced by this order.

(Jyoti Saran, J)

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