

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.48323 of 2014

Arising Out of PS.Case No. -167 Year- 2013 Thana -DEEPNAGAR District-
NALANDA (BIHARSHARIFF)

Prabhakar @ Karu S/o Alakhdeo Prasad Resident of Village Atnama, P.S.
Barh, District Patna.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

Appearance :

For the Petitioner/s : Mr. Ritesh Kumar, Adv.
For the Informant : Mr. Pramod Kumar Singh, Adv.
For the State : Dr. Rabindra Kumar, APP

CORAM: HONOURABLE MR. JUSTICE AMARESH KUMAR LAL
ORAL ORDER

3 13-03-2015 Heard learned counsel for the petitioner, learned A.P.P.
for the State and learned counsel for the informant.

The petitioner seeks bail in a case registered for the
offence punishable under Sections 366(A), 493, 376/34 of IPC.

Allegation against the petitioner is to have outraged
the modesty of the complainant/informant aged about 13 years on
the allurement of marriage.

Learned counsel for the petitioner submits that the
petitioner has been falsely implicated in this case to put pressure to
marry the prosecutrix. The complaint case has been filed also
against Amrendra and Sangeeta, who are relatives of the
petitioner. The doctor has not found any sign of rape and the age

of the prosecutrix has been estimated to 16 to 17 years.

Learned counsel for other side has submitted that there is specific allegation of overtact against the petitioner. The medical examination of the victim has been held on 3.8.2013, whereas, the date of occurrence is 19.5.2013. The statement of the victim has also been recorded under Section 164 Cr.P.C. in which the learned Magistrate has estimated her age 15 years. After investigation the case has been found true and the charge-sheet has been submitted against the petitioner.

Considering the facts and circumstances, in my opinion, the petitioner does not deserve bail at this stage. His prayer for bail is rejected.

Let the trial be expedited.

(Amaresh Kumar Lal, J)

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