

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.33362 of 2015

Arising Out of PS.Case No. -239 Year- 2014 Thana -PATRAKARNAGAR District- PATNA

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Mangal Singh, Son of Late Darwari Rai, Resident of Mohalla - Jogipur near
Braham Asthan, Police Station Patrakar Nagar in the town and District of
Patna

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Prabhu Narayan Sharma, Advocate

For the Opposite Party/s : Mrs. Madhurilata (App)

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CORAM: HONOURABLE MR. JUSTICE AMARESH KUMAR LAL
ORAL ORDER

2 21-08-2015 Heard the learned counsel for the petitioner and the

learned counsel for the State.

The petitioner seeks bail in Patrakar Nagar P.S. Case
No.239 of 2014 registered for the offence punishable under Section
354 of the Indian Penal Code and Section 8 of Protection of Children
from Sexual Offences Act.

The allegation against the petitioner is that he used to do
obscene act and obscene talk with 10 years minor daughter of the
informant in his absence.

It is submitted that the informant had taken loan of
Rs.1,00,000/- from the petitioner for running his shop, but he did not
return the same and thereafter, the present case has been lodged
maliciously. The statement of the victim has been recorded under
Section 164 Cr.P.C. after much delay i.e. on 20.05.2015, whereas, the

petitioner surrendered in this case on 11.05.2015.

The learned counsel for the State submits that it appears from the statement of the victim recorded under Section 164 Cr.P.C. that the petitioner has also committed her rape and has also threatened her not to disclose it to any one.

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

(Amaresh Kumar Lal, J)

V.K. Pandey/-

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