

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.13677 of 2016

Arising Out of PS.Case No. -221 Year- 2014 Thana -AURAI District- MUZAFFARPUR

=====

Jai Prakash Paswan son of Dhanilal Paswan, Resident of village- Nayagaon,
P.S. Aurai, District- Muzaffarpur

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Raj Bansh Dubey

For the Opposite Party/s : Mr. Md. Ataur Rahman (App)

=====

CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA
ORAL ORDER

2 19-04-2016 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner is accused in connection with Aurai
P.S. Case No. 221 of 2014 Tr. No. 07 of 2015 registered under
sections 395/376(2)(g) of the I.P.C. and 4, 6 POSCO Act pending
in the Court of Special Judge-POSCO, Muzaffarpur.

The prosecution case is that in the night of
18.10.2014, petitioner including the 8 F.I.R. named accused
persons entered into the house of the informant Azrun Khatoon
and committed dacoity. When her husband and her daughter
protested, they were also assaulted and her husband was tied with
a rope in a cot and one Gopal Sahni and Pawan Paswan committed
rape upon her daughter.

Learned counsel appearing on behalf of the petitioner submits that petitioner has falsely been implicated in this case. It is also submitted that petitioner is in custody since 20.10.2014.

Learned counsel for the A.P.P. opposed the prayer for the petitioner with submission that the petitioner is identified by the informant at the time of committing dacoity.

Having considered the facts and circumstances of the case and nature of allegation, I am not inclined to enlarge the petitioner on bail. Accordingly, prayer of the petitioner for bail is rejected.

(Rajendra Kumar Mishra, J)

Shail/-

U		T	
---	--	---	--