

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.21094 of 2016

Arising Out of PS.Case No. -7 Year- 2016 Thana -MAHILA PS District- AURANGABAD

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Akhtar Alam @ Md. Akhtar Alam S/o Shamim Ansari Alias Abdul Kayum
Ansari, Resident of village & P.O. Madanpur, Distt- Aurangabad

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Rajeev Kumar Singh, Advocate

For the Opposite Party/s : Mr. Yogendra Kr. Singh(APP)

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

4 03-08-2016 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner is languishing in custody in connection
with Mahila (Sadar) P.S. Case No. 07 of 2016 for the offences
instituted under Sections 341, 342, 354, 346 of the Indian Penal
Code and Section 8 POCSO Act.

The prosecution story in brief, is that Ragini Kumari
had stayed in the house of the informant in order to appear at the
Matric Examination. On 22.03.2016 Ragini stepped out of the
house saying that she was going to see her friend but she could not
returned. Meanwhile, informant came to know that Akhtar Alam,
Head Master of the School had taken Ragini into confidence and
took her to Babhandi School where villagers had caught them in

objectionable position.

It has been submitted on behalf of the petitioner that petitioner is in custody since 22.03.2016. Charge sheet has been submitted in the present case. There is no allegation of tampering of the witnesses against the petitioner. The petitioner has falsely been implicated in the present case due to dirty village politics.

On behalf of the State it has been submitted that the petitioner is named in the F.I.R. and the statement of the victim girl has been recorded under Section 164 Cr.P.C. where she has supported the allegation.

Considering the aforesaid facts and circumstances, I am not inclined to grant bail to the petitioner at this stage. The same is rejected in Mahila (Sadar) P.S. Case No. 07 of 2016, pending in the court of learned Special Judge (POCSO), Aurangabad.

(Sudhir Singh, J.)

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