

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.49004 of 2016

Arising Out of PS.Case No. -92 Year- 2016 Thana -RAJPUR District-
EASTCHAMPARAN(MOTIHARI)

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1. Vijay Lal Bhagat Son of late Yogendra Bhagat Resident of Village-
Kasipakri, P.S. Rajepur, District East Champaran.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anuj Kumar

For the Opposite Party/s : Mr. Damodar Prasad Tiwary

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 20-12-2016 Heard learned counsel for the petitioner and learned
counsel appearing on behalf of the State.

This is an application for grant of bail for offences
punishable under Sections 341, 342, 354-B, 376, 511 of the Indian
Penal Code and Section 8/10 of the POCSO Act.

Allegation against the petitioner is that he caught hold of
the victim and tied her by *Gamcha*.

It has been submitted on behalf of the petitioner that from
the very face value of the First Information Report, no offence is
made out under Section 376 and he has been falsely implicated in
this case due to existing land dispute.

Heard learned A.P.P. and learned Counsel, appearing on
behalf of the informant. Learned counsel for the informant has



submitted that now the petitioner has been declared as an offender and attachment order has also been passed and, therefore, the petitioner does not deserve to be enlarged on bail.

Having heard both sides and in view of the facts and circumstances of the case, it is not a fit case for grant of anticipatory bail rather the petitioner is directed to surrender before the Court below within a period of four weeks from today and pray for bail, whose application may be considered by learned Court below after taking into consideration all facts and materials available on record, without being prejudiced by the order of this Court.

(Vinod Kumar Sinha, J)

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