

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.45299 of 2015

Arising Out of PS.Case No. -106 Year- 2015 Thana -SABAUR District- BHAGALPUR

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1. Munna Pandey Son of Late Bir Bahadur Pandey resident of village -
Thatheri Tola, Sabour,P.S. Sabour, Distt. - Bhagalpur

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Pravin Kumar Sinha

For the Opposite Party/s : Mr. Anuj Kumar Srivastava (App)

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CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN SHARMA
ORAL ORDER

3 04-01-2016 Heard learned counsel for the petitioner and learned
counsel representing the State.

Petitioner seeks bail in connection with Sabour P.S.
Case No. 106 of 2015 registered for the offences punishable under
Sections 376 (D), 302, 201/34 of the Indian Penal Code and
Section 4 of POCSO Act.

Allegedly, Muskan Kumari 11 years old minor
daughter of the informant was gang raped and killed by co-
accused Pritam Tiwary and the petitioner and her dead body was
recovered from the room of the petitioner kept beneath the bed.

Submission is of false implication and that the
petitioner has got no concern with the occurrence, he was not
living in that room, he has not called the victim to watch TV and

only on suspicion he is suffering in custody to which the learned APP opposes by submitting that the petitioner refused to give key of the room and thereafter, lock of the room of the petitioner was broken and the dead body was recovered having several injuries even on her private part.

In the facts and circumstances stated above and considering the allegation attributed against the petitioner heinous in nature, this Court is not inclined to enlarge the petitioner on bail, accordingly, his such prayer stands rejected.

(Jitendra Mohan Sharma, J)

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