

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.27825 of 2016

Arising Out of PS.Case No. -13 Year- 2016 Thana -MAHILA PS District- AURANGABAD

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1. Arvind Bharti Son of Sri Ramesh Bharti resident of Village- Khambha,
P.S:- Mali District- Aurangabad.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ambika Bhagat

For the Opposite Party/s Sri Satya Nand Shukla

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

03/ 19.09.2016 Heard learned counsel for the petitioner as well as learned
Addl. Public Prosecutor for the State.

Petitioner seeks bail in a case registered under section 376
and other minor sections of the Indian Penal Code and section 3 of the
POCSO Act.

Petitioner is named in the first information report.
Allegedly, he as well as FIR named accused Sablu Kumar Bharti
forcibly took the informant towards a lonely place and the petitioner
caught her hand whereas co- accused Sablu Kumar Bharti committed
rape on her.

Submission on behalf of the petitioner is that the present
case has been lodged by the informant at the behest of her family
members as family member of the informant wanted to grab the land
of maternal grand father of the petitioner but I am not at all convinced
with the aforesaid submission because victim has not only supported

the allegation of gang rape in her fardbeyan but also in her statement recorded under section 164 Cr.P.C.

Accordingly, prayer for bail of the petitioner in connection with Aurangabad Mahila P.S. Case no. 13/2016 stands rejected.

(Hemant Kumar Srivastava,J)

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