

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.4204 of 2016

Arising Out of PS.Case No. -235 Year- 2015 Thana -DALSINGHSARAI District- SAMASTIPUR

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Pappu Sharma Son of Rajendra sharma Resident of Village- Rasidpur, P.s
Bachhawara, District Begusarai.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Bhola Prasad, Advocate

For the Opposite Party/s : Mr. Veena Rani Prasad , APP

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**CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN
SHARMA**
ORAL ORDER

4 18-03-2016 Heard the learned counsel for the petitioner and the
learned A.P.P. representing the State.

The petitioner seeks bail in connection with
Dalsingsarai P.S. Case No. 235 of 2015 registered for the
offences punishable under Section 376 of the Indian Penal
Code.

Allegedly, the petitioner committed penetrating
sexual assault with Aarti Kumari, aged 8 years, the daughter of
the informant, causing injury and bleeding to her. The Doctor
who examined the victim, has opined that there is strong
evidence of sexual assault and further, the victim in the
statement before the learned Magistrate has stated that bad work
was done with her.

Submission is of false implication and that no T.I.P. has been conducted, the petitioner has been made victim of the circumstances, there is no legal and tangible material against him, he has got clear antecedent and without any fault, he is suffering in custody since 16.06.2015.

Learned A.P.P. seriously opposes the prayer of bail.

In the facts and circumstances stated above, considering the allegation attributed against the petitioner, serious in nature, this Court is not inclined to enlarge the petitioner on bail and accordingly, his such prayer stands rejected in connection with Dalsingsarai P.S. Case No. 235 of 2015 pending in the court of learned Additional Chief Judicial Magistrate, Dalsingsarai.

Let the trial be expedited.

(Jitendra Mohan Sharma, J.)

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