

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.45574 of 2016

Arising Out of PS.Case No. -79 Year- 2016 Thana -MORKAHI District- KHAGARIA

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Mehdi Hassan @ Md. Mehadi Hussain Son of Md. Majlum Resident of
Village- Sahuri, Police Station- Morkahi, District- Khagaria.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Krishna Prasad Singh, Adv.

For the Opposite Party/s : Mr. Ajay Kumar Jha, APP

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**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA**

ORAL ORDER

2 24-11-2016 Heard both sides.

The petitioner apprehends his arrest in Morkahi P.S.
Case No. 79/2016, registered for the offences punishable under
Sections 376, 34 of the Indian Penal Code and Sections 3 and 4 of
the P.O.C.S.O. Act.

The father of the victim alleged that while his ten years
old daughter had gone to graze she-goat the petitioner committed
rape with her.

Mr. Krishna Prasad Singh learned senior counsel
appearing for the petitioner submitted that the victim of course
made statement under Section 164 Cr. P.C., but disclosed that the
petitioner committed bad deeds. The doctor did not support the
allegation as the doctor found that attempt to rape was made.

Considering the facts aforesaid and nature of allegation made against the petitioner, I am not inclined to enlarge the petitioner above-named on anticipatory bail. Accordingly, the same is rejected.

(Prabhat Kumar Jha, J.)

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