

**IN THE HIGH COURT OF JUDICATURE AT PATNA**

**Criminal Miscellaneous No.15733 of 2017**

Arising Out of PS.Case No. -281 Year- 2016 Thana -JOKIHAT District- ARRARIA

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Md. Mossabir, Son of Late Afzal, resident of village - Gamharia, Police  
Station Jokihat, District – Araria ..... Petitioner

Versus

The State of Bihar ..... Opposite Party

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**Appearance :**

For the Petitioner/s : Mr. Mukesh Kumar Rana

For the Opposite Party/s : Mr. Sri Chandra Bhushan Prasad

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

**ORAL ORDER**

2      21-04-2017                      Heard learned counsel for the petitioner and learned  
counsel representing the State.

The petitioner seeks bail in connection with Jokihat P.S.  
Case No. 281 of 2016 registered for the offences punishable under  
Section 34 of the Indian Penal Code and Sections 67 (ka), 67  
(kha) of the Information Technology Act and Sections 14 (2) of  
the POCSO Act.

Allegedly, the petitioner prepared video of the occurrence of  
the rape which he has committed with the victim and that video  
was made viral on Whatsapp and was shown to villagers.

Submission is of false implication and that the petitioner has  
been made victim of circumstances, he has not committed any  
such offence, there is no legal and tangible material against him,  
the petitioner is ready to furnish the bail bond as he is in custody  
since 30.09.2016.



Learned APP seriously opposes the prayer of bail.

In the facts and circumstances stated above, considering the seriousness of the offence, 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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