

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.21585 of 2017

Arising Out of PS.Case No. -127 Year- 2016 Thana -MAHILA P.S. District- MUZAFFARPUR

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Prem Sah, son of Shankar Sah, resident of Village- Dharampur, P.S.- Sadar,
District- Muzaffarpur.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Alok Kumar Alok

For the Opposite Party/s : Mr. Sri Zainul Abedin

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CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

2 19-05-2017 Heard learned counsel for the petitioner and

learned counsel for the State.

Petitioner seeks bail in connection with Mahila
P.S. Case No. 127 of 2016 registered under Section 376 of the
Indian Penal Code and sections 4 & 18 of the POCSO Act.

Learned counsel for the petitioner submits that the
allegations levelled in the first information report are absolutely
false and concocted. In her statement under section 164
Cr.P.C., victim has not stated about rape committed by the
petitioner. Victim is a major girl as her age was found by the
Medical Board to be 19-20 years. On medical examination, no
sign of rape was found. After investigation, charge-sheet has
not been submitted under the POCSO Act, which shows the
falsehood of the allegations. Petitioner has no criminal



antecedent and is in custody since 01.12.2016.

Considering the facts and circumstances of the case, the petitioner above named is directed to be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of 1st Additional Sessions Judge-cum-Special Judge, POCSO Act, Muzaffarpur in connection with Mahila P.S. Case No. 127 of 2016.

Manish/-

(Arvind Srivastava, J)

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