

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.24049 of 2017

Arising Out of PS.Case No. -38 Year- 2017 Thana -MAHILA P.S. District- NALANDA
(BIHARSHARIFF)

=====

1. Vijay Chaudhary @ Vijaykumar, S/o Krishna Chaudhary, Resident of
Village- Rupaspur, Police Station- Harnaut, District- Nalanda.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Raj Kishor Prasad

For the Opposite Party/s : Mr. Sri Ram Anurag Singh

=====

CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA
ORAL ORDER

4 31-08-2017 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner apprehends his arrest in connection with
Mahila P.S. Case No. 38 of 2017 registered under Section
354(B)/34 of the Indian Penal Code and Section 08 of the POCSO
Act.

The accusation is that informant Sonam Kumari has
gone to attend the call of nature near the field of G.D.M. College.
In the meantime, petitioner along with co-accused Golu Saw
started to drag her in the field towards north with bad intention.
Then the petitioner tied towel in her mouth and tried to commit
rape upon her.



Learned counsel for the petitioner submits that petitioner is innocent and has been falsely implicated in this case due to village dirty politics. Witnesses have not supported the prosecution version as it appears from para 13 of the case diary. It is further submitted that similarly situated co-accused, Golu Saw has already been granted privilege of bail by this Court vide order dated 18.07.2017 passed in Criminal Misc. No. 26128 of 2017

Having regard to the facts and circumstances of the case, let the provisional bail of the petitioner granted on 20.07.2017 by a co-ordinate Bench of this Court, is hereby confirmed.

(Rajendra Kumar Mishra, J)

sushma/-

U		T	
---	--	---	--

