

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.18048 of 2017

Arising Out of PS.Case No. -69 Year- 2016 Thana -MAHILA P.S. District- MADHEPURA

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1. Pappu Kumar Yadav @ Pappu Yadav, S/o Sonelal Yadav, Resident of
Village- Hathiondha, Ward No.11, P.S.- Bihariganj, District- Madhepura.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sanjay Kumar Singh

For the Opposite Party/s : Mr. Sri Humayou Ahmad Khan

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 19-04-2017 The petitioner seeks regular bail in connection with

Mahila Madhepura P.S. Case No. 69 of 2016, corresponding to

POCSO Special Case No. 14 of 2016 registered for offences

punishable under Section 376, 506, 504 and 34 of Indian Penal

Code and Section 4 of POCSO Act.

Allegation against the petitioner is that he committed

rape on the informant.

It has been submitted on behalf of the petitioner that

petitioner has falsely been implicated in this case due to village

rivalry. Further a medical board was constituted, who assessed the

age of the victim girl as more than 19 years and also no sign of

rape was found on the informant and the statement of the girl was

recorded after a period of one month. Petitioner has been in



judicial custody since 14.02.02017.

Heard learned A.P.P. also.

Having heard both sides, in view of the fact that there is direct allegation against the petitioner of commission of rape on the informant, which has been substantiated by the prosecutrix herself in her statement recorded under Section 164 Cr.P.C., as such, I am not inclined to release the petitioner on bail, his application for regular bail is, accordingly, rejected.

(Vinod Kumar Sinha, J)

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