

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Revision No.869 of 2017

Arising Out of PS.Case No. -null Year- null Thana -null District- VAISHALI(HAJIPUR)

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Raushan Kumar @ Raushan Kumar Rai @ Deepak Kumar Rai @ Deepak Kumar,
Son of Shiv Charan Rai, aged about 16 years, under the guardianship of his father
and natural guardian Shiv Charan Rai, resident of Village Bajitpur, Tole Chakwa,
P.S. Desari, District- Vaishali.

.... Petitioner

Versus

The State of Bihar

.... Respondent

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Appearance :

For the Petitioner	:	Mr. Srinandan Prasad Singh, Advocate Mr. Navesh Nandan, Advocate Mr. Manish Kumar, Advocate
For the State	:	Mr. Ataur Rahman, APP

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CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR

ORAL JUDGMENT

Date: 21-09-2017

This criminal revision application is filed against the order dated 15.06.2017, passed by learned Additional Sessions Judge, 1st, Vaishali at Hajipur in Cr. Appeal No.55 of 2017 upholding the order dated 26.04.2017, passed by Juvenile Justice Board, Vaishali rejecting the prayer of bail of the petitioner.

2. Learned counsel for the petitioner submits that the petitioner was declared juvenile by the Board in between 16 to 17 years but the Board as well as the appellate court ignoring this fact has rejected bail application of the petitioner.

3. Learned counsel for the State opposes the prayer of bail on the ground that he has raped a girl of five years of age.

4. The Court finds that petitioner is accused of raping a



small girl of five years of age and the medical report shows scar in the part of labia major and labia minor, tear and rupture in hymen and blood was being discharged while she was examined by the Medical Board, so the Court finds that it is not in the interest of justice to release the petitioner on bail as well as not in the interest of the petitioner as he needs reformation, so requires to be put in observation home for the time being. However, the Juvenile Justice Board, Vaishali is directed to expedite the enquiry and conclude the same expeditiously.

This criminal revision application stands dismissed.

(Arun Kumar, J.)

S.Kumar/-

AFR/NAFR	NAFR
CAV DATE	NA
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