

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.36118 of 2017

Arising Out of PS.Case No. -77 Year- 2016 Thana -MAHILA P.S. District- NALANDA
(BIHARSHARIFF)

=====

Anandi Mahto, Son of Late Janki Mahto, Resident of Village- Gonawan,
P.S.- Harnaut, District- Nalanda.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Suraj Deo Singh, Adv.

For the Opposite Party/s : Mr. Ganesh Prasad Singh, APP

=====

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA

ORAL ORDER

2 09-08-2017 Heard both sides.

The petitioner seeks bail in Mahila P.S. Case No.
77/2016, registered for the offences punishable under Section 376
of the Indian Penal Code and sections 4, 8 of the P.O.C.S.O. Act.

Prayer for bail of the petitioner was earlier rejected
vide order dated 01.12.2016 passed in Cr. Misc. 39851/2016.

Learned counsel for the petitioner submits that
petitioner is an old man and he is rotting in jail for more than a
year. The doctor did not support the story of rape, but from perusal
of the F.I.R. and statement of the victim who is aged about 10 to
11 years old, it appears that the victim made very specific
allegation against the petitioner that he repeatedly committed rape



with her. The doctor examined the victim after more than a month.

Considering the facts aforesaid and nature of allegation made against the petitioner, I am not inclined to enlarge the petitioner above-named on bail. Accordingly, the same is rejected.

(Prabhat Kumar Jha, J.)

Vinita/-

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

