

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.24265 of 2017

Arising Out of PS.Case No. -47 Year- 2016 Thana -MAHILA P.S. District- NAWADA

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Rajesh Manjhi, son of Baleshwar Manjhi, R/o Vill- Pachiyadih, P.S.-
Muffasil, District- Nawada.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Dhananjay Kumar, Advocate

For the Opposite Party/s : Smt. Pronati Singh, APP

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

4 10-07-2017

Heard learned counsel for the petitioner.

This is an application for bail in connection with
Special POCSO Case No. 24 of 2016, arising out of Mahila
P.S.Case No. 47 of 2016, registered for the offences punishable
under Sections 366A, 376 of the Indian Penal Code and 6 of
POCSO Act.

Allegation against the petitioner is of committing rape
upon the prosecutrix.

It has been submitted on behalf of the petitioner that
even according to FIR no case under Section 376 IPC is made out
and at best it is a case of 376/511 IPC. It has further been
submitted that victim is consenting party and the case is false and
concocted.



Heard learned APP also, who has opposed the prayer for bail stating that there is direct allegation of committing rape upon a minor girl against the petitioner.

Having heard both sides and considering the aforesaid facts and circumstances, I am not inclined to grant bail to the petitioner. Prayer for bail is rejected.

However, learned trial court is directed to expedite the trial of the petitioner.

(Vinod Kumar Sinha, J)

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