

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.40918 of 2018

Arising Out of PS. Case No.-101 Year-2017 Thana- MADHWAPUR District- Madhubani

Lalan Sada, Son of Pulkit Sada, Resident of Village- Sujatapur, P.S.-
Madhawapur, District- Madhubani.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Gagan Deo Yadav

For the Opposite Party/s : Mr. Nirmal Kumar Sinha

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

5 04-12-2018 The petitioner seeks regular bail in connection with
Madhwapur P.S. Case No. 101 of 2017, registered for offences
punishable under Section 376 of the Indian Penal Code and
Sections 4 & 6 of the POCSO Act.

Allegation against the petitioner is of commission of
rape upon the minor daughter of the informant.

Submission of learned counsel for the petitioner is
that in medical examination, the girl was found to be major.
Further submission is that there is also a delay of 4 days in
lodging the F.I.R. and the petitioner is in judicial custody since
10.04.2018.

Heard learned A.P.P. also, who opposed the prayer for
bail of the petitioner stating that the statement of girl recorded
under Section 164 Cr.P.C., in which she has supported the case



and alleging commission of rape against the petitioner.

Having heard both sides, in view of the above facts, I
am not inclined to grant bail to the petitioner.

Accordingly, this application is dismissed.

(Vinod Kumar Sinha, J)

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