

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.44698 of 2018

Arising Out of PS.Case No. -53 Year- 2018 Thana -NARPATGANJ District- ARRARIA

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1. Akhlesh Kumar Yadav @ Aklesh Kumar, Son of Pramod Yadav,
Resident of Village Khaira Chanda, Ward No. 4, P.S. Narpatganj, District-
Araria.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Mukesh Kumar Rana, Advocate

For the Opposite Party/s : Mr. Smt. Sucheta Yadav, Advocate

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 05-09-2018 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The Petitioner seeks regular bail in connection with
Special (POCSO) Act Case No. 4 of 2018 arising out of
Narpatganj P.S. Case No. 53 of 2018, registered for offences
punishable under Section 376 of the Indian Penal Code.

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

Submission of the learned counsel; for the petitioner is
that the petitioner has falsely been implicated in this case and the
informant cum victim girl has been medically examined but the
doctor has not found any sign of rape or sexual assault on her



body and no case under Section POCSO Act is made out in this case. It is further submitted that the petitioner is in custody 21.05.2018.

Heard learned A.P.P. also, who opposes the prayer for bail.

Having heard both sides and in view of the facts and circumstances, as stated above, I am not inclined to grant privilege of bail to the petitioner at this stage. However, once charge has been framed, the petitioner shall be released on bail to the satisfaction of trial Court.

With the aforesaid observation, the instant petition is disposed of.

(Vinod Kumar Sinha, J)

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