

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.61600 of 2018

Arising Out of PS. Case No.-43 Year-2018 Thana- NARAINPUR District- Bhojpur

Pramod Upadhyaya son of Babunand Upadhyaya, resident of vilalge Maranpur,
P.S.Narayanpur, District Bhojpur.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ashok Kumar Singh

For the Opposite Party/s : Mr. Sri Satyendra Narayan Singh

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 22-11-2018 Heard the parties.

This application is for grant of regular bail in connection with Narayanpur P.S.Case NO.43 of 2018 for the offences under Sections 376(2)(i) of the Indian Penal Code.

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

Submission of the learned counsel for the petitioner is that though the FIR shows that she was aged about 7 years and the medical report shows her age between 12-13 years and the place of occurrence is different, which will appear from the materials collected during the course of investigation and he has been falsely implicated in this case.

Heard learned A.P.P. also, who has opposed the prayer for bail stating that the girl has supported the prosecution case in



her statement recorded under Section 164 Cr.P.C. and medical report also supports the same.

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

With the aforesaid observation, this application is dismissed.

(Vinod Kumar Sinha, J)

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