

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.30689 of 2018

Arising Out of PS.Case No. -128 Year- 2018 Thana -TURKAULIYA District-
EASTCHAMPARAN(MOTIHARI)

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Rajesh Bhagat @ Utwa @ Utawa, son of Rudal Bhagat, resident of Village
Hardiya, PS Raghunathpur O.P. (Turkauliya), District East Champaran at
Motihari Petitioner/s

Versus

The State of Biha Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anjum Perveen
For the Opposite Party/s : Mr. Sri Chandra Bhushan Prasad
For the Informant : Mr. Karandeep Kumar

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CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR
ORAL ORDER

2 17-05-2018 Heard learned Counsel for the petitioner and the State as also
the learned Counsel appearing on behalf of the informant.

Petitioner, already in custody since 6.3.2018, seeks bail in
Raghunathpur O.P. (Turkauliya) PS Case No. 128 of 2018 registered
under Section 376 of the IPC and Sections 4 and 6 of the Pocso Act.

It is submitted that due to village politics the petitioner has
been falsely implicated in this case, the girl is disabled person 18 –
19 years of age as per Medical Board assessment and the allegation
is that rape was committed but the report categorically indicates no
injury on the body including the private part and hymen was found
un-ruptured.

Having considered the said facts and circumstances, the
petitioner, namely, Rajesh Bhagat @ Utwa @ Utawa is directed to be
released on bail on furnishing bail bonds of Rs. 10,000/- (ten
thousand) with two sureties of the like amount each to the
satisfaction of CJM Motihari, East Champaran in connection with
Raghunathpur O.P. (Turkauliya) PS Case No. 128 of 2018.

Snkumar/-

(Arun Kumar, J)

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