

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.71927 of 2018

Arising Out of PS. Case No.-311 Year-2018 Thana- Brahampur District- Buxar

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Guddu Paswan, son of Late Ram Bihari Paswan, resident of village -
Brahampur, P.S. - Brahampur, District - Buxar

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Sri Sumant Kumar Singh

For the Opposite Party/s : Smt. Nirmala Kumari, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

2 04-12-2018 Heard Sri Sumant Kumar Singh, learned counsel for

the petitioner and Smt. Nirmala Kumari, learned Additional

Public Prosecutor.

The sole petitioner who has been arrayed as accused
in the F.I.R. with specific accusation has approached this court
for grant of privilege of bail in connection with Brahampur P.S.
Case No. 311 of 2018 registered for the offence under Section
365, 354(A), 354 (B), 354 (D) , 509 of the Indian Penal Code,
1860 [hereinafter referred to as the “I.P.C.”] and under Section
12 of the Protection of Children From Sexual Offences Act,
2012 [hereinafter referred to as the “POCSO” Act] .

Learned counsel for the petitioner submits that the
case appears to be completely false. F.I.R. was lodged belatedly
however on going through the material on record particularly



the order impugned it appears that after registering F.I.R. case was investigated and against some of the accused persons charge sheet has been submitted under Sections 354(A), 354(B), 354(D), 509 of the I.P.C. and Section 12 of the POCSO Act, meaning thereby that *prima facie* accusation which has been made in the F.I.R was found true. I do not find any ground to extend the privilege of anticipatory bail.

The prayer for grant of anticipatory bail stands dismissed.

(Rakesh Kumar, J)

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