

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.70576 of 2018

Arising Out of PS. Case No.-63 Year-2018 Thana- PHULPARAS District- Madhubani

Rakesh Kumar Rai Son of Mahendra Rai, Resident of Village- Khargama,
P.S.-Phulpras, District - Madhubani.

... .. Petitioner

Versus

The State Of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr.Gagan Deo Yadav, Advocate

For the Opposite Party : APP

CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

2 15-01-2019 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner apprehends his arrest for the offences
alleged under Sections 363, 366 and 376 of the Indian Penal Code
and Section 3/4 of the POCSO registered in connection with Phulpras
P.S. Case No. 63 of 2018.

3. It is submitted that the petitioner has been falsely
implicated as evident from the very fact that no similar nature of
complaint was made in the past by the victim girl who has stated
about such occurrence which had taken place in the past in her
deposition recorded under Section 164 of the Code of Criminal
Procedure.

4. Having regard to the nature of accusations and gravity
of offence alleged, as well as the petitioner having been named by the
victim girl in her deposition in which she claims to be 12 years of
age, this Court is not inclined to grant anticipatory bail to the
petitioner. The bail petition stands dismissed.

BT/Chandran

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(Vikash Jain, J)

