

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35452 of 2019

Arising Out of PS. Case No.-73 Year-2019 Thana- MAHNAR District- Vaishali

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ABHISHEK KUMAR Son of Sri Ashok Kumar @ Ashok Rai Resident of
village- Narayanpur, Derhpura, P.S.- Mahnar, District- Vaishali, Bihar.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ashok Kumar Singh
For the Opposite Party/s : Mr. Kaushal Kishore &
Mr. Hemant Kumar

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CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

5 11-09-2019 Heard learned counsels for the petitioner and the

State.

Petitioner apprehends arrest in connection with

Mahnar P.S. Case No. 73 of 2019 registered for the offence

punishable under sections 376(D)(A), 120B/34 of the Indian

Penal Code and Sections 4, 6, 8, 10, 12, 17 of the POCSO Act.

Learned counsel appearing for the petitioner

submits that petitioner has been falsely implicated in this

case due to dirty village politics. Petitioner has not

committed any offence as alleged in the first information

report. Petitioner has no criminal antecedent and is in

custody since 09.03.2019.

Learned Addl. P.P. appearing for the State and



the learned counsel appearing for the informant submit that petitioner is named accused in the first information report and there is direct allegation against him of forcibly making physical relation with the informant, who is a minor girl, and also of threatening her.

Considering the nature of allegations levelled, the materials available on record and the submissions advanced on behalf of the parties, this Court does not find it to be a fit case for grant of bail to the petitioner. The same is, therefore, rejected.

(Arvind Srivastava, J)

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