

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.72827 of 2019

Arising Out of PS. Case No.-126 Year-2019 Thana- KADWA District- Katihar

CHAMARU RISHI Son of Dashrath Rishi @ Khopari Rishi Resident of
Village - Kumharwa, P.S.- Kadwa, District – Katihar. Petitioner
Versus

The State of Bihar Opposite Party

Appearance :

For the Petitioner/s : Mr.Bimal Kumar, Advocate
For the Opposite Party/s : Mr.Dr. Indivar Kumari,APP

CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

2 04-12-2019 Heard learned counsel for the petitioner and learned
APP representing the State.

The petitioner in this case is seeking regular bail in connection with Kadwa P.S. Case No. 126 of 2019 registered for the offences punishable under Sections 376 of the Indian Penal Code and Section 4 of POCSO Act.

Learned counsel for the petitioner submits that the petitioner has been falsely implicated in this case, the FIR has been lodged after delay of two days of the alleged occurrence without giving any explanation for the said delay which creates doubt over the entire prosecution story.

Learned APP has opposed the prayer of bail.

Considering the facts and circumstances of the case wherein specific allegation of committing rape on 9 years old girl is there against this petitioner, this Court is not inclined to grant privilege of regular bail to the petitioner.



The application is dismissed.
Let the trial be expedited.

(Rajeev Ranjan Prasad, J)

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