

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26892 of 2020

Arising Out of PS. Case No.-94 Year-2020 Thana- CHAPRA MUFFASIL District- Saran

SURESH SHAH Son of Late Laddu Sah Resident of Village - Jatua, P.S. -
Chapra Muffasil, Dist. - Saran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Dhananjay Mishra, Adv.

For the Opposite Party/s : Mrs. Renu Kumari, APP

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 21-10-2020 Heard Mr. Mr. Dhananjay Mishra, learned counsel
for the petitioner and Mrs. Renu Kumari, Additional Public
Prosecutor for the state through video conferencing.

2. Petitioner seeks regular bail in connection with
Chapra Mufassil PS Case No. 94/2020 registered for the offence
punishable under Sections 376 IPC and 4/6 of POCSO Act.

3. The allegation against petitioner, as per First
Information Report, is that the petitioner committed rape upon
the informant in the field.

4. Learned counsel for the petitioner submits that the
petitioner has been implicated in this case inasmuch as
petitioner was working in the field as a labourer and upon
demand of his wage, he has falsely been implicated. Learned
counsel for the petitioner further submits that the alleged
occurrence has taken place on 25.02.2020 and after a delay of



about 3-4 days, the present FIR has been lodged with a concocted story.

5. Learned counsel further submits that petitioner is in custody since 01.03.2020.

6. Having regard to the submissions made by the parties and taking into consideration the material on record, I am not inclined to grant regular bail to the petitioner at this stage. Accordingly, the same is rejected.

7. However, petitioner, if so advised, may renew his prayer for bail after a year from today, if the trial does not record any progress.

(Anil Kumar Sinha, J)

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