

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35487 of 2020

Arising Out of PS. Case No.-270 Year-2019 Thana- DHAKA District- East Champaran

Md. Ajajul S/o Md. Salam @ Salam R/o village- Mohabbatpur Dhaka, P.S.-
Dhaka, District- East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Umesh Chandra Verma

For the Opposite Party/s : Mr.Ram Sevak Choudhary, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 21-12-2020 This matter is taken up for consideration through

Video Conferencing under the orders of Hon'ble the Chief

Justice.

Heard learned counsel for the petitioner and learned
A.P.P for the State.

The petitioner seeks bail in Dhaka P.S. Case No. 270
of 2019, registered for the offence punishable under Sections
376AB of the Indian Penal Code and section 6 of the POCSO
Act.

As per the prosecution case, while the daughter of
informant aged about 6 years was going to Bathan, this
petitioner committed rape with her.

It is submitted on behalf of the petitioner that
petitioner has falsely been implicated in this case. Petitioner is



in custody since 09.08.2019 having no criminal antecedent, as stated in para 3 of the petition.

Learned APP however, vehemently opposed the prayer for bail and submitted that the victim girl in her statement under Section 164 has stated that petitioner has committed rape with her.

Considering the facts aforesaid and the nature of allegation, I am not inclined to enlarge the petitioner above-named on bail. Accordingly, the same is rejected.

(Prabhat Kumar Singh, J)

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