

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.69872 of 2019

Arising Out of PS. Case No.-28 Year-2019 Thana- AMAUR District- Purnia

Md. Sabir Son of late Md. Jamaluddin Resident of Village-Sahariya, P.S.-
Rauta, District- Purnea. At Present resident of Village-Simalbari, P.S.- Amour,
District.- Purnea.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner	:	Mr. Vikramdeo Singh Mr. Sada Nand Roy Mr. Pawan Kumar Singh, Advocates
For the Opposite Party	:	Mr. Arun Kumar Singh, APP

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

4 03-06-2020 Heard learned counsel appearing on behalf of the
petitioner and learned counsel appearing on behalf of the State.

The petitioner is in custody in connection with Special
Case No. 16 of 2019 arising out of Amour P.S. Case No. 28 of
2019 for the offence under Section 376 of the Indian Penal Code
and Sections 4, 6 and 12 of the Protection of Child from Sexual
Offence (POCSO) Act.

Learned counsel for the petitioner submits that the
petitioner has got no criminal antecedent and he is in custody
since 19.03.2019. It is submitted that allegation against the
petitioner is false and fabricated one and no offence under
Section 376 of the IPC and Sections 4, 6 and 12 of the POCSO



Act is made out.

Considering the fact that there is specific allegation against the petitioner, the Court is not inclined to grant bail to him. The application is dismissed.

However, the Court grants six months' time to the trial court to conclude the trial on day-to-day basis failing which the petitioner shall be at liberty to renew his prayer.

(Anil Kumar Upadhyay, J)

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