

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.76791 of 2019

Arising Out of PS. Case No.-181 Year-2019 Thana- CHAUTHAM District- Khagaria

Rupesh Kumar Son of Pravin Sah @ Pappu Sah Resident of Village- Farreh,
Ward No. 10, P.S.- Chautham, District- Khagaria. Petitioner

Versus

The State Of Bihar Opposite Party

Appearance :

For the Petitioner : Mr.Bishweshwar Ram
For the Opposite Party : Mr.Ramchandra Singh

CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD
ORAL ORDER

3 06-03-2020 Heard learned Counsel for the petitioner and the learned
APP for the State.

Petitioner apprehends arrest in Chautham PS Case No. 181
of 2019 registered under Sections 376 IPC and Sections 4/6 of the
Pocso Act.

It is submitted by petitioner's counsel that the petitioner has
falsely been implicated in this case. The Medical Board has opined
the victim's age between 18 – 20 years. The petitioner was on
visiting terms since before and that there is variance in the statement
of the victim recorded under Sections 161 and 164 Cr.P.C.

Learned APP has opposed the prayer for bail.

The specific allegations levelled by the step grand-mother
of the victim is that the victim girl was a minor and has been raped
by the petitioner. The victim in her deposition has supported the
allegations at the time of her deposition under Section 164 Cr.P.C.

Considering the rival submissions this Court does not find
it a fit case for grant of anticipatory bail.

This application is dismissed.

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(Madhuresh Prasad, J)

