

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.78114 of 2019

Arising Out of PS. Case No.-65 Year-2018 Thana- BAKHTIYARPUR District- Patna

ABHIMANYU KUMAR @ PHONU SINGH Son of Kamkhaya Singh @
Kamkhaya Narayan Singh Resident of Village- Dadaur, P.S.- Bakhtiyarpur,
District- Patna.

... .. Petitioner/s

Versus

THE STATE OF BIHAR Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Binay Kumar Singh
For the Opposite Party/s : Mr.Akhileshwar Dayal

CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN SINGH

ORAL ORDER

4 06-03-2020 Heard learned counsel for the parties.

This application for regular bail arises out of Special Case No. 25 of 2018 arising out of Bakhtiyarpur P.S. Case No. 65 of 2018, disclosing offences under Sections 341, 323, 354 (A), 354 (D)/34 of the Indian Penal Code, and Section 12 of the POCSO Act.

There is allegation against the petitioner of having outraged the modesty of a minor girl with the aid of other co-accused persons. The petitioner has criminal history with the allegation of commission of similar offence as can be seen from paragraph 3 of the application which are as under :-

“(1) Bakhtiyarpur P.S. Case No. 83 of 2019, under Section 366 (A), I.P.C. (2) Bakhtiyarpur P.S.



Case No. 343 of 2017, under Sections 147, 148, 149, 341, 323, 504, 506, 307, 379, 354 (B), 448, of Indian Penal Code and Section 7/11 of POSCO Act.”

Considering the gravity of the offence and the petitioner’s criminal history, this application is rejected.

(Chakradhari Sharan Singh, J)

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