

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26721 of 2020

Arising Out of PS. Case No.-345 Year-2019 Thana- GAURICHAK District- Patna

Jitu Paswan Son Of Dhanraj Paswan Resident Of Village - Chak Sultanpur,
P.S. - Fatwah, District - Patna.

... .. Petitioner

Versus

The State of Bihar

... Opposite Party

Appearance :

For the Petitioner : Mr. Yogesh C.Mishra, Sr. Advocate and
Mr.Surendra Kumar Mishra, Advocate

For the Opposite Party : Mr. Anil Kr.Singh No.1, Addl Public Prosecutor

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

5 04-01-2021 Heard learned counsel for the petitioner as well as
learned counsel for the State.

The petitioner seeks bail in Gaurichak Police Station
Case No. 345/2019, Special Case No.157/2019 registered for
the offence punishable under section 376B of the Indian Penal
Code and sections 4/6 of the POCSO Act.

The petitioner, a tempoo driver, took the 10 years old
victim to a lonely place and committed rape on her.

Learned counsel for the petitioner submits that no
such occurrence took place and during investigation no
incriminating material has come against the petitioner.
Petitioner is in custody since 14.8.2019 having no criminal
antecedent.

Learned counsel for the State opposes the prayer for



bail and submits that charges have already been framed for offence punishable under section 376B of the IPC and section 6 of the POCSO Act and presently this case is running for prosecution evidence as summons have already been issued to the witnesses.

In view of the nature of allegation against the petitioner and the aforesaid development, prayer for bail of the petitioner is refused.

Let the trial be expedited.

(Prabhat Kumar Singh, J)

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