

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.43216 of 2021**

Arising Out of PS. Case No.-4 Year-2021 Thana- MAHILA District- Munger

Nanda Mandal @ Nandlal Mandal Son of Late Chhotelal Mandal Resident of
Village- Ghorghat (Karhariya), P.S.- Bariyarpur, District- Munger.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Suman Kumar Mishra

For the Opposite Party/s : Mr.Raj Kishore Singh

**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER**

3 15-11-2021 Heard learned counsel for the petitioner and learned
A.P.P for the State.

The petitioner seeks bail in Mahila P.S. Case No. 04
of 2021, registered for the offence punishable under Sections
376/506 of the Indian Penal Code and section 4/8 of the POCSO
Act.

As per the prosecution case, this petitioner is alleged
to have committed rape with informant (minor).

It is submitted on behalf of the petitioner that
petitioner has falsely been implicated in this case. Medical
report does not support the prosecution story. Petitioner is in
custody since 12.02.2021 having no criminal antecedent.

Learned APP however, vehemently opposed the
prayer for bail and submitted that there is specific and direct



allegation against this petitioner of committing rape with the informant while she was alone at her Bathan. The informant in her statement under Section 164 Cr.P.C has duly supported the prosecution story and charge has already been framed against this petitioner.

Considering the facts aforesaid, nature of allegation and the fact that charge has already been framed against petitioner, I am not inclined to enlarge the petitioner above-named on bail. Accordingly, the same is rejected.

(Prabhat Kumar Singh, J)

vinita/-

U		T	
---	--	---	--

