

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.33428 of 2020

Arising Out of PS. Case No.-32 Year-2019 Thana- DESARI District- Vaishali

ANJIT MAHTO, Son of Saltan Mahto Resident of Village - Chakjamal, P.S. -
Desari (OP), District - Vaishali.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sabal Kumar Jha

For the Opposite Party/s : Mr.APP

CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR
ORAL ORDER

4 09-03-2021 Heard Mr. Sabal Kumar Jha, learned counsel for

the petitioner and Mr. Md. Aslam Ansari, learned APP for

the State.

The petitioner seeks bail in connection with

Desari (Sahdai) P. S. Case No. 32 o 2019, dated

08.02.2019, instituted for offences under Sections 376,

511 and 34 of the Indian Penal Code and Sections 8 and

12 POCSO Act, 2012.

It is alleged in the F.I.R. lodged by the victim, a

12 years old girl, that she was taken to the maize field

by the petitioner and his brother and an attempt was

made to outrage her modesty. Somehow or the other,



she could manage to escape.

The learned counsel for the petitioner has submitted that the other accused person is his own brother. Apart from this, it has been stated that the father of the victim and the petitioners are neighbours and because of some dispute, the present case has been lodged.

However, considering the nature of accusation against the petitioner, I am not inclined to grant bail to him for the present.

The prayer for bail is rejected.

While saying so, the Court has also taken note of the fact that one of the other accused persons of this case, namely, Raja Mahto, has not yet surrendered to the process of law.

(Ashutosh Kumar, J)

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