

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.33492 of 2020

Arising Out of PS. Case No.-167 Year-2020 Thana- DIGHWARA District- Saran

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BADAL KUMAR Son of Manoj Mahto Resident of Village- Dakhinwari
Patti, Malkhachak, P.S.- Dighwara, District- Chapra

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Arun Kumar, Advocate

Ms. Archana, Advocate

For the Opposite Party/s : Mr. Ram Priya Sharan Singh, APP

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CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR
ORAL ORDER

3 17-02-2021 Heard Mr. Arun Kumar, learned counsel for the
petitioner and Mr. Ram Priya Sharan Singh, learned APP
for the State.

The petitioner seeks bail in connection with
Dighwara P.S. Case No. 167 of 2020 dated 23.06.2020
instituted for the offence under Section 376 of the
Indian Penal Code and under Sections 4/6 of the POCSO
Act.

Learned counsel for the petitioner has
submitted that from bare perusal of the FIR, it would
appear that only because of some ulterior purposes, the
present case has been lodged. There is some delay in
lodging of the FIR also. The projection of the age of the
victim also is not correct.

Apart from this, learned counsel for the



petitioner has submitted that because the petitioner and the victim are neighbours and the family had been on litigating terms, the well-wishers of both the families intervened and now a settlement has been arrived at and the family members of the victim now do not want to prosecute the petitioner any further.

The petitioner is in custody since 24.06.2020.

None of these grounds weigh with this Court for granting bail to him.

The prayer for bail is rejected.

However, the trial court is directed to conclude the trial as early as possible.

(Ashutosh Kumar, J)

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