

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5904 of 2021

Arising Out of PS. Case No.-62 Year-2020 Thana- ROHTAS District- Rohtas

NEYEEM AHMED @ NAEEM AHMAD S/o Akhtar Hussain @ Akhtar Hussain Khan R/o Village- Akbarpur, (Nimya Tikri), Tikari, P.S.- Rohtas, District- Rohtas

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Jitendra Kumar Giri, Adv
For the State : Mr. Pradeep Narain Kumar, APP

CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD
ORAL ORDER

6 06-08-2021 In view of sudden resurgence of COVID – 19 infection there is limited functioning of the High Court and therefore the matter has been listed for consideration through virtual mode.

Heard learned counsel for the petitioner and the learned APP for the State.

This Court would expect that the petitioner's Counsel would honour his undertaking in the instant proceedings regarding supply of requisite court fee etc. within two weeks from the date he is called upon to do so by the office.

Petitioner seeks bail in POCSO Case No. 27/2020 corresponding to Rohtas P.S. Case no. 62/2020 registered under Sections 376 and 506 of the IPC and Section 4 of the POCSO Act.

There is an allegation that the informant's daughter



aged about 8 years has been ravished by the instant petitioner who happens to be uncle of the victim.

It is submitted by learned counsel for the petitioner that due to family feud it is a case of false implication. Submission is that the accused is an aged person. Having regard to the relation of the victim with the petitioner the case itself appears highly improbable and doubtful. He is in jail since 2.5.2020.

The case diary had also been called for.

The learned APP has taken the Court through the material which has surfaced in the case diary. It is stated that 8 years old victim has supported the allegations in her statement both under section 161 as well as 164 Cr.P.C. The occurrence also stands corroborated by the medical report.

Considering the rival submissions the prayer for bail for the present, case is rejected.

The learned Trial Court should expedite the trial without any unnecessary delay and undue adjournment.

(Madhuresh Prasad, J)

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