

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.1794 of 2021

Arising Out of PS. Case No.-16 Year-2020 Thana- MAHILA P.S District- West Champaran

Amit Puri @ Amrit Puri Son Of Sri Lalu Puri Resident Of Village - Awrahiya,
P.S.- Bettiah Muffasil (Banuchhapar), Distt.- West Champaran

... .. Petitioner

Versus

The State Of Bihar

... Opposite Party

Appearance :

For the Petitioner : Mr.Umesh Chandra Verma, Advocate

For the Opposite Party : Mr. RPS Singh, Addl Public Prosecutor

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 18-05-2021 This matter is taken up for consideration through
Video Conferencing.

Heard learned counsel for the petitioner and the State.

The petitioner seeks regular bail in Bettiah Sadar
Mahila PS Case No. 16 of 2020 registered for the offences
punishable under section 376D of the IPC and sections 4 and 6
of the POCSO Act.

As per the prosecution case, petitioner is alleged to
have committed rape on the informant, when her parents were
away from the house. Petitioner happens to be house owner of
the victim.

Learned counsel for the petitioner submits that the
petitioner is simply a student and has got clean antecedent and
the instant case has been lodged with ulterior motive and in fact
father of the victim wanted to marry her with the petitioner but
the proposal was not accepted by his parents, thereafter the
instant false case was registered. Victim's age has assessed by
the Medical Board as 16-17 years and no sign of sexual assault
has been found on the body of the victim. Petitioner is in
custody since 4.6.2020.

Learned counsel for the State opposes the prayer for
bail and submits that the victim has alleged that the petitioner



committed rape on her when her parents were not in the house.

Considering the facts and circumstances of the case and the fact that there is specific allegation against the petitioner of commission of rape, his prayer for bail is refused.

(Prabhat Kumar Singh, J)

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