

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.8620 of 2021

Arising Out of PS. Case No.-243 Year-2020 Thana- KISHUNPUR District- Supaul

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KALESHWAR MANDAL Son of Jadu Mandal Resident of Village- Parwaha
(Ward No. 05) Sarigarh, P.S.- Kishanpur, District- Supaul.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

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

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

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

3 09-08-2021 Heard the parties in virtual Court proceeding.

The petitioner is languishing in custody for the offences punishable under Section 376/34 of the I.P.C. and Section 4 of POCSO Act.

Allegation against the petitioner is that he ravished to the informant, a girl aged about 16 years.

Submission is that the victim is not a minor and is a relative of the petitioner. She was in consensual relationship.

Considering the nature of allegation and presumption of law against the petitioner of no consent of the victim when she is saying that she has not consented, I am not inclined to enlarge the petitioner on bail. Hence, prayer for bail is refused in connection with Kishanpur P.S. Case No. 243 of 2020 arising out of POCSO Case No. 44 of 2020 pending in the court of



learned Additional Sessions Judge-VI-cum Special Sessions
Judge, POCSO Court, Supaul.

The learned trial court is directed to expedite the trial.

(Birendra Kumar, J)

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