

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9814 of 2021

Arising Out of PS. Case No.-11 Year-2020 Thana- MAHILA P.S. District- Vaishali

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Pramod Kumar Thakur @ Praduman Son Of Chatish Thakur R/O Village And
P.O. - Jahangirpur Sam, P.S.- Desari (CHANDPURA O.P.), Dist.- Vaishali

... .. Petitioner

Versus

1. The State Of Bihar
2. Amrita Devi D/O Raj Kumar Thakur R/O Village And P.O. - Jahangirpur
Sam, P.S- Desari (CHANDPURA O.P.), Dist.- Vaishali

... .. Opposite Party

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Appearance :

For the Petitioner : Mr.Shashi Shekhar Kumar Prasad, Advocate
For the Opposite Party : Mr.A.G.

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

4 06-07-2021 Heard learned counsel for the petitioner and the State.

The petitioner seeks regular bail in Vaishali Mahnar
Police Station Case No. 11/20 registered for the offences
punishable under section 376 and other allied sections of the
Indian Penal Code and section 4 of the POCSO Act.

As per the prosecution case, petitioner committed rape
upon the minor daughter of the informant aged about 13 years.

Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in this
case due to family dispute between the parties. He submits that
the petitioner was subjected to medical examination on
23.3.2020 which reveals that no sign of recent sexual



intercourse was found. Petitioner is in custody since 23.3.2020.

Learned counsel for the State opposes the prayer for bail and submits that the victim in her section 164 Cr.P.C. statement has alleged that the petitioner committed rape on her.

Considering the rival submissions of the parties, materials available on the record and the fact that the victim, in her section 164 Cr.P.C. statement, has corroborated the prosecution case, his prayer for bail is refused.

(Prabhat Kumar Singh, J)

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