

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.15214 of 2022

Arising Out of PS. Case No.-333 Year-2021 Thana- NAUTAN District- West Champaran

SAHEB SAH S/o Sri Nandlal Sah Resident of Village- Gahiri, P.S.- Nautan
(Jagdishpur), District- West Champaran.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr.Umesh Chandra Verma
For the Opposite Party/s	:	Mr.Madan Kumar
For the Informant	:	Mr. Anand Kishore Chaudary

CORAM: HONOURABLE MR. JUSTICE ALOK KUMAR PANDEY
ORAL ORDER

3 19-09-2022 Let the defect(s), as pointed out by the office, be
removed within a period of four weeks from today.

Heard learned counsel for the petitioner and
learned A.P.P. for the State.

The petitioner seeks bail in connection with
Nautan P.S. Case No. 333 of 2021 registered for the offences
punishable under Sections 376/34 of the Indian Penal Code
read with Section 66-D of the Information Technology Act,
2000 and 04 of the Protection of Children from Sexual
Offences Act, 2012.

As per prosecution case, petitioner and one co-
accused Sikandar Sah established illicit relation with victim
girl and made video of the same. It is further alleged that



petitioner and other co-accused threatened the victim girl to make that Video viral and on basis of that video they continued committing rape with victim girl for one month and they also made the video viral due to which dignity of informant and victim has been affected.

Learned counsel for the petitioner submits that petitioner is in custody since 10.12.2021. Petitioner bears no criminal antecedent. Charge sheet has already been submitted in the case and there is no likelihood of tampering with the prosecution evidence. Learned counsel further submits that there is a case and counter case between the parties.

The learned A.P.P. for the State and learned counsel for the informant vehemently oppose the prayer for bail of the petitioner. He has submitted that there is a direct allegation against the petitioner and same is supported and corroborated by the statement of victim under Section 164 of the Cr.P.C.

Considering the facts and circumstances of the case, accusation against the petitioner and same is consistent with the statement of victim under Section 164 of the Cr.P.C. as well as material available on record, I am not inclined to grant bail to the present petitioner. Accordingly, prayer for



bail of the present petitioner stands rejected.

However, learned trial court is directed to expedite
the trial as far as possible.

(Alok Kumar Pandey, J)

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