

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.32437 of 2021**

Arising Out of PS. Case No.-67 Year-2020 Thana- MAHILA P.S. District- Araria

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MANOJ KUMAR BAHARDAR @ MANOJ KUMAR BAHARDAR S/O  
MANGAN BAHARDAR R/o village- Diyari Ward No. 09, P.S.- Araria,  
District- Araria

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Mukesh Kumar Rana

For the Opposite Party/s : Mr.A.G

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**CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA**  
**ORAL ORDER**

5      10-03-2022                      Heard learned counsel for the petitioner and the  
learned A.P.P. for the State.

The petitioner seeks bail in connection with Special  
POCSO Case No.29 of 2020 arising out of Araria Mahila  
P.S.Case No.67 of 2020 registered for the offence under  
Sections 376(3),448 and 34 of IPC and Section 4 of POCSO  
Act.

Allegation against the petitioner is that he committed  
rape with the daughter of the informant on the point of knife.

Learned counsel for the petitioner submits that the  
petitioner has clean antecedent. He has falsely been implicated  
in the present case. He further submits it appears from the FIR  
that the present FIR has been instituted after lapse of 13 days of



the date of occurrence. He further submits that the police, after investigation, submitted chargesheet against the petitioner.

Learned counsel for the informant and learned A.P.P. for the State have vehemently opposed the prayer for bail of the petitioner and submits that out of 11 chargesheeted witness, 09 prosecution witness including informant, victim and I.O. etc. have been examined and the evidence of prosecution is still pending for examination of remaining two witnesses.

Considering the aforesaid facts, I am not inclined to enlarge the petitioner on bail in connection with Special POCSO Case No.29 of 2020 arising out of Araria Mahila P.S.Case No.67 of 2020 pending in the court of learned 6<sup>th</sup> Additional Sessions Judge-cum-Special Judge (POCSO), Araria.

Prayer is refused.

However, the learned Trial Court is directed to expedite the trial.

**(Rajesh Kumar Verma, J)**

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