

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.46964 of 2021

Arising Out of PS. Case No.-62 Year-2021 Thana- KESARIA District- East Champaran

VICKY RANJAN KUMAR @ VICKY KUMAR RANJAN Son of Naresh
Paswan Resident of Village- Sobaiya Tola, Hariharpur, P.S.- Keshariya,
District- East Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Narendra Kumar

For the Opposite Party/s : Mr.Parmanand Kumar

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

5 20-06-2022 Heard learned counsel for the petitioner and learned
APP for the State.

The instant application for anticipatory bail has been
filed by the petitioner apprehending his arrest in connection
with Kesariya P.S. Case no. 62 of 2021 instituted for the offence
punishable under Section 4, 8 and 10 of the POCSO Act.

As per allegation in the FIR, co-accused Ranjan
Kumar Paswan and the petitioner enticed the minor daughter of
the informant, aged about 13 years, and co-accused committed
rape upon her while the petitioner was standing outside at the
time of rape. Then she became unconscious and did not know,
how many times rape was committed. It is further alleged that
petitioner has also given threatening to her that she would be



killed if she would cry.

Learned counsel appearing on behalf of the petitioner has submitted that petitioner is innocent and has been falsely implicated in this case. There is no specific overtact of commission of rape against him. There is case and counter case between the parties.

Learned APP appearing for the State has opposed the prayer of bail and submitted that petitioner was also involved in commission of rape.

Having heard learned counsel for the parties and taking into consideration that petitioner was present at the time of occurrence and assisted the co-accused in the heinous crime, I am not inclined to grant bail to the petitioner and, as such, his application for bail is rejected.

(Sunil Kumar Panwar, J)

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