

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51114 of 2021

Arising Out of PS. Case No.-265 Year-2020 Thana- KAJI MUHAMMADPUR District-
Muzaffarpur

MANOJ MAHTO Son of Uchit Mahto Resident of Village - Motipur Durga
Asthan, P.S.- Tajpur, District - Samastipur. At present C/O Late Mohan
Mahto, Resident of Mohalla - Satsang Gali, P.S.- K.M.P., District -
Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sheo Kumar Prasad, Advocate
For the Opposite Party/s : Mr. Md. Mushtaque Alam, APP

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

3 29-03-2022 Heard learned counsel for the parties.

The petitioner has preferred this application for grant
of regular bail in a case registered under sections 376 and 511
of the Indian Penal Code and sections 8 and 18 of the POCSO
Act.

As per the prosecution case, the petitioner is said to
have misbehaved with the 10 year old daughter of the
informant.

It is submitted by learned counsel for the petitioner
that the petitioner has been falsely implicated in the case under
some misunderstanding. No such occurrence as alleged has
taken place. No offence under section 376 of the Indian Penal
Code nor under sections 8 or 18 of the POCSO Act is made



out against this petitioner. He is in custody since 30.9.2020 and undertakes to cooperate in the trial.

Having heard learned counsel for the parties and taking into consideration the material that has transpired in course of investigation specially the contents of the statement of the daughter of the informant under section 164 Cr.P.C, the Court is not inclined to enlarge the petitioner on bail and the application is rejected.

Liberty is granted to the petitioner to renew his prayer for bail after framing of charge.

(Partha Sarthy, J)

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