

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.8507 of 2023

Arising Out of PS. Case No.-465 Year-2022 Thana- WARISLIGANJ District- Nawada

Munna Kumar Son of Ramdeo Choudhary R/v- Masuda, P.S.- Warsaliganj,
District- Nawada

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Vishwa Ranjan Choudhary, Adv.

For the Opposite Party/s : Mr. Satyendra Prasad, APP

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 03-05-2023 Let the defect(s), if any, be removed within two weeks
from today.

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

The petitioner seeks regular bail in connection with
Warisaliganj P.S. Case No. 465 of 2022 lodged under Sections
376 and 506 of the I.P.C. read with Section 4 of the POCSO Act.

As per the prosecution case, the informant has
disclosed that the accused has forcefully entered in her house
and went away. There is a specific allegation of outrage of
modesty against the petitioner in the F.I.R.

Learned counsel for the petitioner submits that
petitioner is innocent and has committed no offence. Due to
village politics, his name has figured in this case. Counsel

further submits that the antecedent of the petitioner is clean and he is in custody since 29.08.2022 in which charge-sheet has already been filed, therefore, he deserves for bail.

Learned counsel for the State opposes the prayer for bail and submits that there is an allegation of rape and threat against the petitioner.

Counsel for the informant vehemently opposes the prayer for bail and submits that before the Trial Court, statement made under Section 164 of Cr.P.C. has come, where Trial Court has observed that the victim has supported the story of the informant. The material has also come in the case diary which has been mentioned in the order sheet.

In the present facts and circumstances of this case and the submissions made above, I am not inclined to grant bail to the petitioner at present, therefore, this bail petition is hereby rejected.

With this observation, the bail application stands rejected.

(Dr. Anshuman, J.)

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