

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.33447 of 2023

Arising Out of PS. Case No.-15 Year-2023 Thana- SASARAM MUFFSIL District- Rohtas

MOHAR SINGH @ GOHAR SINGH Son of Late Ramchandra Singh
Resident of Village - Bahadar, P.S.- Sasaram (M), District - Rohtas at
Sasaram.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Raghunandan Kumar Singh

For the Opposite Party/s : Mr. Choubey Jawahar

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 24-07-2023 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in Sasaram (M) P.S. Case No. 15 of 2023 registered for the offences punishable under Section 354(B)/341 of the Indian Penal Code and Sections 8/12 of the POCSO Act pending in the Court of learned Additional Sessions Judge-VI-cum Exclusive Special Court, POCSO, Rohtas at Sasaram.

3. As per FIR allegation against the petitioner is that he tried to outrage the modesty of the minor daughter of the informant.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in this case. The allegation levelled against the petitioner is not



specific rather general and omnibus in nature. He submits that there is case and counter case between the parties. The petitioner has got no criminal antecedent as mentioned in para-3 of the bail application.

5. Learned APP for the State vehemently opposing the bail petition submitted that the victim in her statement under Section 164 of the Cr.P.C. has supported the prosecution case. Hence, he does not deserve privilege of anticipatory bail.

6. Considering the facts and circumstances of case, statement of the victim under Section 164 of the Cr.P.C. and the fact that the victim is minor, I am not inclined to enlarge the petitioner on anticipatory bail. The prayer for anticipatory bail of the petitioner is hereby rejected.

(Anjani Kumar Sharan, J)

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