

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.57844 of 2023

Arising Out of PS. Case No.-125 Year-2023 Thana- KOCHAS District- Rohtas

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Mukesh @ Mukesh Kumar Son Of Markandey @ Markandey Singh Resident
Of Village - Amaisi Dihra, P.S. - Kochas, District - Rohtas

... .. Petitioner/s

Versus

The State Of Bihar Patna

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sunil Kumar Pandey, Advocate

For the Opposite Party/s : Mr. Ram Naresh Ray, APP

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CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 06-09-2023 Heard learned counsel for the petitioner and learned
APP for the State.

2. Petitioner seeks bail, who is in custody since
20.06.2023, in connection with Kochas P.S. Case No. 125 of 2023,
F.I.R. dated 13.04.2023 registered for the offences punishable
under Sections 376 (2)(N) of the Indian Penal Code and Section 6
of the POCSO Act.

3. Allegation against the petitioner is that he
committed rape several time with the victim due to which the
victim became pregnant.

4. Learned counsel for the petitioner submits that the
petitioner has clean antecedent and he has been falsely
implicated in the present case. He further submits that the
allegation as alleged in the F.I.R. is false and fabricated and the



petitioner has not committed any offence as alleged in the F.I.R.

5. Learned APP for the State, on the other hand, on the basis of material available on record and the case diary, vehemently opposed the prayer for bail and submits that in paragraph-18 of the case diary, the statement of the victim, was recorded in which she has supported the case of the prosecution version and at the time of medical examination the victim was pregnant and there is sufficient material has come during investigation to suggest the involvement of the petitioner in the present occurrence.

6. Considering the aforesaid facts that there is direct allegation against the petitioner, I am not inclined to enlarge the petitioner on bail in connection with Kochas P.S. Case No. 125 of 2023 pending in the Court of learned Additional Sessions Judge-II, Exclusive Special Court POCSO, Rohtas at Sararam.

7. Prayer is refused.

(Rajesh Kumar Verma, J)

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