

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No. 64200 of 2023**

Arising Out of PS. Case No.-788 Year-2023 Thana- DANAPUR District- Patna

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BIPIN KUMAR S/O BALESHWAR PRASAD R/O VILLAGE- ERKI, P.S-  
MOHANPUR, DISTT.- GAYA. AT PRESENT R/O BALAJI NAGAR, P.S-  
DANAPUR, DISTT.- PATNA, BIHAR.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Babu Nandan Prasad, Adv

For the Opposite Party/s : Mr.Shailendra Kumar, Adv

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**CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN**  
**ORAL ORDER**

3      06-12-2023                      Heard learned counsel for the petitioner and learned  
A.P.P. for the State.

2. The petitioner seeks regular bail in connection with  
Special Case No. 167 of 2023 arising out of Danapur P.S. Case  
No. 788/2023 registered on 11.06.2023 lodged under Sections  
376/511, 506 of the I.P.C. and 8/12 of the POCSO Act.

3. As per the prosecution case, F.I.R. has been lodged  
against the petitioner who is the controller of the coaching  
institute in whose institute in informant use to visit the institute  
against who the allegation is that he has outraged the modesty of  
the informant and tried to rape her.

4. Counsel further submits that petitioner is innocent  
and has committed no offence. He further submits that petitioner



is in custody since 12.06.2023 having clean antecedent. He further submits that under the deep rooted conspiracy, this case has been lodged against him.

5. Learned counsel for the State opposes the prayer for bail and submits that case diary has been called for vide order dated 11.10.2023.

6. Upon perusal of the Case diary and statement under Section 164 Cr.P.C., it transpires to this Court that the allegation made in the F.I.R. is fully supported by the victim.

7. Upon specific query made by the Court that whether charge has been framed or not, counsel submits that as per his knowledge charge has not been framed.

8. In the present facts and circumstance, the bail petition of the petitioner stands rejected. However, he is at liberty to renew his prayer for bail after framing of charge.

**(Dr. Anshuman, J)**

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