

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65767 of 2022**

Arising Out of PS. Case No.-156 Year-2022 Thana- TEGHRHA District- Begusarai

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DHARAMRAJ RAJ RAI @ DHARAM RAJ RA Son of Ram Bilash Rai
Resident of Village- Aalapur, P.O.- Dhankaul, P.S.- Teghara, District-
Begusarai

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Shashi Dhar Jha

For the Opposite Party/s : Mr.Chandra Bhushan Prasad

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**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

3 17-04-2023 Heard the learned counsel for the petitioner as well as

the learned Additional Public Prosecutor for the State.

The petitioner is seeking regular bail in connection
with Teghra P.S. Case No. 156 of 2022, registered for the
offences punishable under Section 6 of the POCSO Act.

As per allegation, on 05.06.2022 when the minor son
of the informant namely Pankaj Kumar aged about 10 years
went to the shop of the petitioner to purchase chocolate, he
forcibly took away her son under his shop and committed sexual
assault upon him and he also threatened him to kill if he
discloses this fact to any body. Thereafter, the informant's son
narrated the aforesaid fact to his mother and when she has
complained it before the society, the petitioner abused her.



The learned counsel for the petitioner has submitted that the petitioner has falsely been implicated in this case. The FIR has been lodged after four days of the occurrence and during the course of investigation, no eye witnesses have come to support the prosecution case. The petitioner is a person of clean antecedent and he is under custody since 29.08.2022.

On the other hand, the learned APP has opposed the prayer for bail.

Considering the above-mentioned facts and circumstances including the nature of allegation, in my view, the petitioner does not deserve the privileges for bail, which is hereby rejected.

(Nawneet Kumar Pandey, J)

Nirmal/Kundan

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