

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.71321 of 2023

Arising Out of PS. Case No.-148 Year-2023 Thana- MAIRWAN District- Siwan

Shiv Nandan Ram Son Of Ram Prasad Ram Resident Of Village - Vijayipur,
Tola - Udiyanpur, P.S. - Mairwa, District - Siwan, Bihar

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Mukesh Kant, Advocate

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

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 07-11-2023 Heard the learned counsel for the petitioner and
learned APP for the State.

2. The petitioner seeks bail in connection with
Mairwan P.S. Case No. 148 of 2023 registered for the offence
under Sections 376 of the Indian Penal Code and Under Section
4 and 6 of the POCSO of the Act.

3. As per the prosecution case, the allegation
against this petitioner is of commission of rape against 11 years
old minor girl.

4. Learned counsel for the petitioner submits that
petitioner is innocent and has falsely been implicated in this
case. He is in custody since 20.05.2023. It is further submitted
by the learned counsel for the petitioner that a talk of settlement
between the parties is going on.



5. Learned A.P.P. has vehemently opposed the prayer for bail and has submitted that victim girl in her statement made under Section 164 Cr.P.C. has supported the allegation against the petitioner.

6. Considering the serious allegation of rape against the petitioner, I am not inclined to grant bail to the petitioner.

7. This application stands rejected.

(Sandeep Kumar, J)

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