

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No. 6990 of 2024

Arising Out of PS. Case No.-361 Year-2023 Thana- RANIGANJ District- Araria

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Mumtaz Son of Md. Wasik @ Md. Wasim @ Md. Wasil R/o vill - Rehua,
P.S.- Raniganj, Distt. - Araria

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Madhav Jha, Adv.

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

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CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

3 09-04-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks regular bail in connection with
Raniganj P.S. Case No. 361 of 2023 dated 14.09.2023, lodged
under Section 376 of the I.P.C. read with Sections 4 and 6 of the
POCSO Act, 2012.

3. As per the prosecution case, the F.I.R. has been
lodged against named accused person (petitioner) against whom,
there is an allegation of rape with the informant.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. He submits
that there is one criminal antecedent of the petitioner of
similar nature in which he is in custody since 14.09.2023. He
further submits that charge-sheet has already been filed and

there is no chance of tampering with the investigation.

5. Learned A.P.P. for the State opposes the prayer for bail and submits that on early occasion, the statement of victim recorded under Section 164 of the Cr.P.C. has been called for. From perusal of the statement of victim, it transpires that forcefully rape has been made to her.

6. In the present facts and circumstances of this case and the submissions made above, I am not inclined to grant bail to the petitioner and therefore, his bail petition is hereby rejected.

(Dr. Anshuman, J)

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