

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.30177 of 2024

Arising Out of PS. Case No.-211 Year-2023 Thana- BHAWANIPUR District- Purnia

MANISH JAISWAL @ MANISH KUMAR JAISWAL S/O PRAMOD
JAISWAL R/O VILLAGE- AKBARPUR, P.S- BHAWANIPUR
(AKBARPUR), DISTT.- PURNEA.

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR BIHAR
2. RAJ KUMAR PASWAN S/O LATE BRAHAMDEO PASWAN R/O
VILLAGE- AKBARPUR BAZAR, P.S- BHAWANIPUR, DISTT.-
PURNEA.

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Yogesh Chandra Verma, Sr. Adv. Mr. Bijendra Kumar Singh
For the Opposite Party/s	:	Mr.Sadanand Paswan Mr. Jharkhandi Upadhyay
For the O.P. No. 02	:	Mr. Rajeev Kumar Ambastha Mr. Sumit Kumar Bhagat.

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

3 31-07-2024 Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner seeks bail in connection with Spl.
(POCSO) Case No. 169 of 2023 arising out of Bhawanipur
(Akbarpur) P.S. Case No. 211 of 2023 registered for the offence
under Section 376, 488, 384, 506/34 of the Indian Penal Code,
under Section 4 and 8 of the POCSO Act and under Section 66
E of the I.T. Act.

3. As per the prosecution case, the petitioner is
alleged to have raped the victim girl and made her photographs



viral.

4. The petitioner is in custody since 8.9.2023.

5. It has been submitted by the learned senior counsel for the petitioner that Mr. Y.C. Verma that this is a case of delay in lodging the FIR i.e. the FIR has been lodged after two years from the date of occurrence and therefore the petitioner may be granted bail.

6. Learned counsel for the informant submits that the FIR was filed after the photographs were made viral.

7. Considering the serious allegation levelled against the petitioner, this Court is not inclined to grant bail to the petitioner.

8. Accordingly, this application is dismissed.

9. The Court below is directed to expedite the trial of the petitioner and conclude the same at the earliest.

(Sandeep Kumar, J)

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