

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.53325 of 2024

Arising Out of PS. Case No.-12 Year-2023 Thana- MAHILA PS District- East Champaran

Chhotu Singh @ Chhotan Singh Son of Subash Singh R/O- Village-
Chintamanpur Babu Tola, P.S.- Pipra, Distt.- East Champaran

... .. Petitioner/s

Versus

1. The State of Bihar
2. X Daughter of Rajeshwar Sah R/s Ahwar Sheikh Turha Patti P.S.- Majhauilya,
District- West Champaran Betiya

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ranjit Yadav, Advocate

For the Opposite Party/s : Mr.Anil Kumar Singh No. 1, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

3 13-09-2024 Heard Mr.Ranjit Yadav, learned counsel for the

petitioner and Mr.Anil Kumar Singh No. 1, learned A.P.P. for

the State.

2. The petitioner seeks bail, who is in custody since
15.03.2023 in connection with Mahila P.S. Case No. 12 of
2023, F.I.R. dated 13.03.2023 registered for the offence
punishable under Sections 341,307,376D,34 and Sections 4 and
6 of POCSO Act.

3. Earlier the prayer for bail of the petitioner was
rejected vide order dated 14.09.2023 passed in Cr. Misc.
No.53667 of 2023. Thereafter, the petitioner has again renewed
his prayer which was dismissed as withdrawn on 26.04.2024



passed in Cr. Misc. No. 29964 of 2024 with liberty to move a fresh application before the learned court below and thereafter he again filed the present bail petition.

4. Learned counsel appearing for the petitioner submits that the allegation as alleged in the FIR is false and fabricated and the petitioner has not committed any offence as alleged in the FIR and even the petitioner is not named in the FIR and the name of the petitioner has been transpired during investigation.

5. Learned APP for the State, on the other hand, has vehemently opposed the prayer for bail of the petitioner and submits that it has come during investigation that the petitioner was involved in the present crime in question and he has committed rape upon the victim and apart from that, in paragraph-50 of the case diary, the victim has identified her articles which were recovered by the police from the place of occurrence and the medical report of the victim also suggests that the petitioner and other accused persons have committed rape upon her.

6. Considering the aforesaid facts, I am not inclined to enlarge the petitioner on bail in connection with Mahila P.S. Case No. 12 of 2023 pending in the court of learned 7th



Additional Sessions Judge-cum-Special Judge, POCSO Act,
East Champaran at Motihari.

7. Prayer is refused.

(Rajesh Kumar Verma, J)

Nitesh/-

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