

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.65504 of 2023**

Arising Out of PS. Case No.-106 Year-2023 Thana- SANHAULA District- Bhagalpur

Md. Wahid Alam Son Of Rakib Shah Resident Of Village - Bhagmohabbat,  
Ps- Araria, R.S., Dist- Araria

... .. Petitioner/s

Versus

1. The State of Bihar
2. Renu Devi Wife Of Madan Pandit Resident Of Village - Mahdevapur, Ps-  
Sanhaula, Dist- Bhagalpur

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Bijendra Kumar

For the Opposite Party/s : Mr.Ajay Kumar Jha

**CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR**  
**ORAL ORDER**

3      22-01-2024                      Heard learned counsel for the petitioner and  
  
learned A.P.P appearing on behalf of the State.

The petitioner is languishing in custody in a  
  
case registered for the offences punishable under  
  
Sections 366(a) of the Indian Penal Code and Section 8  
  
of the POCSO Act.

It is a case of commission of kidnapping and  
  
rape to the minor daughter of the informant.

It is submitted by learned counsel for the  
  
petitioner that petitioner is innocent and he has falsely  
  
been implicated in this case. The petitioner and the



victim were in love with each other and the victim went along with the petitioner with her own volition. The petitioner is languishing in custody since 02.07.2023. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent.

*In contra*, learned A.P.P appearing on behalf of the State has vehemently opposed the prayer for bail of the petitioner and submitted that the specific accusation of committing wrong is against the petitioner and the victim in her 164 Cr.P.C statement has also specifically alleged against the petitioner that he forcefully committed rape upon her when she was in unconscious position.

Considering the fact that thrust of accusation is against the petitioner, this Court is not inclined to grant bail to the petitioner.

The prayer for grant of bail to the petitioner stands rejected.

The Trial Court is directed to expedite the trial



and conclude the same at the earliest.

(Sunil Kumar Panwar, J)

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