

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.76209 of 2023

Arising Out of PS. Case No.-12 Year-2022 Thana- MUZFFARPUR COMPLAINT CASE
District- Muzaffarpur

Sunil Kumar Shukla S/O- Late Yogendra Shukla Village- Borwara Ps- Karja
Dist- Muzaffarpur Petitioner

Versus

1. The State of Bihar
2. Chandani Khatoon D/o- Md. Basir Village- Beruadih Ps- Sakra OP
Bariyarpur Dist- Muzaffarpur P/A- Khabra NN 28, Ps- Muzaffarpur Sadar
Dist- Muzaffarpur Opposite Party

Appearance :

For the Petitioner : Mr.Santosh Kumar, Advocate
For the Opposite Party : Mr.Tapeshwar Sharma, Addl Public Prosecutor
Mr. Sanjay Parssmani, Advocate

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

4 09-04-2024 Heard learned counsel for the petitioner, the State and
opposite party no.2.

2. The petitioner apprehends arrest in a case registered
for the offence punishable under sections 341 and 354 of the
Indian Penal Code and sections 4/6 of the POCSO Act.

3. As per the prosecution case, petitioner tried to
outrage modesty of the opposite party no.2.

4. Learned counsel appearing for the petitioner
submits that the petitioner is innocent and has falsely been
implicated in this case as complainant's mother was habitual in
lodging false cases against persons. F.I.R. has been lodged after
delay of three days without any explanation which renders the
entire prosecution case doubtful.

5. Learned counsel for the State and opposite party
no.2 submit that the victim in her 164 Cr.P.C. statement has
supported the prosecution case.

6. Considering the nature of accusation and 164



Cr.P.C. statement of the victim, prayer for bail of the petitioner
is rejected.

(Prabhat Kumar Singh, J)

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