

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.86060 of 2023

Arising Out of PS. Case No.-133 Year-2023 Thana- VIJAYEPUR District- Gopalganj

Nitesh Prajapati Son of Sanjay Prajapati Alias Sanjay Kohar Resident of
village- Vijaipur, P.O. and P.S.- Vijaipur, District- Gopalganj Bihar- 841508

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Akshay Ashish

For the Opposite Party/s : Mr.Shailendra Kumar

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 18-01-2024 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor appearing on behalf of the State.

2. The petitioner seeks anticipatory bail in connection
with Jamo Bazar P.S. Case No. 86 of 2023, registered for the
offence punishable under Sections 341, 354(A), 354(D) of the
Indian Penal Code and Section 12 of the POCSO Act.

3. As per F.I.R., allegation against the petitioner and
other co-accused is of abusing and molesting the minor daughter
the informant.

4. Learned counsel for the petitioner submits that
petitioner has falsely been implicated in the present case.
Petitioner has no criminal antecedent. Petitioner and informant
are next door neighbours. Petitioner age is about 20 years.

5. Learned APP has opposed the prayer for bail and



submits that victim is a minor girl and it is not a fit case for anticipatory bail.

6. Considering the aforesaid submission of the parties and also considering the age of the victim, I am not inclined to grant anticipatory bail to the petitioner.

7. Hence, his prayer for anticipatory bail stands rejected.

8. However, if the petitioner surrenders before the learned Court below within a period of six weeks from today and seeks regular bail, the learned Court below would pass the order, preferably, on the same day, without being prejudiced by this order.

(Anjani Kumar Sharan, J)

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