

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3588 of 2024

Arising Out of PS. Case No.-236 Year-2022 Thana- LADANIA District- Madhubani

Md Afroz S/o Abdul Kayyum R/o Village- Piprahi, P.S.- Ladaniya, Distt- Madhubani

... .. Petitioner

Versus

1. The State of Bihar
2. Mr. X NA Bihar

... .. Opposite Parties

Appearance :

For the Petitioner	:	Mr.Ashhar Mustafa, Advocate
For the State	:	Mr.Narsingh Tanti, Addl Public Prosecutor
For the informant	:	Mr. Rananjay Kumar, Advocate

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 26-04-2024 Heard learned counsel for the petitioner, the State and the informant.

2. Petitioner seeks regular bail in a case registered for the offence punishable under sections 323, 376 and 354 of the Indian Penal Code and section 4 of the POCSO Act

3. As per the prosecution case, on the pretext of feast, petitioner called minor daughter of the informant at his home and committed rape on her. Petitioner also took obscene photographs of the victim and exploited her.

4. Learned counsel appearing for the petitioner submits that the petitioner is innocent and has falsely been implicated in this case to blackmail the petitioner. Medical



evidence belies the prosecution case. Petitioner claims clean antecedent. He is in custody since 6.7.2023.

5. Learned counsel for the State and the informant oppose the prayer for bail. He submits that the victim in her 164 Cr.P.C. statement has supported the prosecution case.

6. Considering the nature and gravity of allegation as well as section 164 Cr.P.C. statement of victim, prayer for bail of the petitioner is rejected.

(Prabhat Kumar Singh, J)

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