

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3830 of 2025

Arising Out of PS. Case No.-41 Year-2024 Thana- MAHILA PS District- Gaya

Naresh Ram Turi @ Naresh Ram Son of Late Kali Ram Resident of Village -
Dumarichatti, Police Station - Fatehpur, District - Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Arvind Kumar, Advocate
For the Opposite Party/s : Mr. Manoj Kumar, APP
For the Informant : Mr. Dinesh Kumar, Advocate

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

3 22-04-2025 Heard learned counsel for the petitioner, learned
counsel for the informant and learned APP for the State.

2. The petitioner seeks bail in connection with Gaya
Mahila P.S. Case No. 41 of 2024 instituted for the offences
under Sections 64(i) of the BNS and 67, 67(A) of the IT Act.

3. Accusation against the petitioner is of commission
of rape upon the victim girl who is mentally retarded as also of
taking obscene pictures and making the same viral on the
internet.

4. Learned counsel for the petitioner submitted that the



petitioner has falsely been implicated in the present case. Learned counsel further submitted that there is a delay of two days in lodging the FIR without plausible explanation, which in itself, raises doubt over the prosecution story. Learned counsel further submitted that petitioner is being dragged in this case merely on the basis of previous dispute between the parties. It has been submitted on behalf of the petitioner that the petitioner is in custody since 01.09.2024 and has one criminal antecedent.

5. Learned A.P.P. for the State and learned counsel for the informant vehemently opposed the prayer for grant of bail to the petitioner. Learned APP further submitted that victim is major but she is mentally retarded. Learned counsel further submitted that statement of the mother of the victim was recorded under Section 183 of the BNSS in which she has specifically supported the case of the prosecution. Learned APP further submitted that even medical report of the victim supports the case of the prosecution.

6. Considering the aforesaid facts and circumstances of the case, there being ample material against the petitioner supported by the medical evidence to substantiate the allegations as levelled in the FIR, this Court is not inclined to grant bail to the petitioner.



7. Accordingly, the prayer for grant of bail to the petitioner is, hereby, rejected.

(Rudra Prakash Mishra, J)

Alok Verma/-

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