

Jeetu Vs. State of M.P.**31.03.2017**

No one appears for the rival parties, presumably because of the call given by the Bar Council of India to the Advocates to abstain from the Court work.

Case diary is perused.

The applicant has filed this first application u/S 439, Cr.P.C. for grant of bail. The applicant has been arrested on 25.02.2017 by Police Station Dehat, District Bhind in connection with Crime No.13/2016 registered in relation to the offences punishable u/Ss. 363, 366, 376 IPC and Section 3 /4 of Prevention of Children from Sexual Offences Act, 2012.

The allegation against the applicant is of rape. It appears that charge sheet has been filed, but looking to the tender age of the prosecutrix which is 14 years, who has made implicative statement under Section 164 Cr.P.C, it would be appropriate to allow the examination of prosecutrix before request for bail is considered.

Accordingly, the present bail application is rejected with liberty to come again after examination of prosecutrix or if the trial gets further delayed for the reasons not attributed to the applicant, whichever is earlier.

(Sheel Nagu)
Judge