

Versus

The State of Jharkhand **Respondent**

For the Appellants : Mr. Rajesh Kumar Singh, Advocate
For the State : Ms. Nehala Sharmin, A.P.P

Heard Mr. Rajesh Kumar Singh, learned counsel
for the appellants and Ms. Nehala Sharmin, learned
A.P.P

This interlocutory application has been preferred by the appellants for grant of bail to them during the pendency of this appeal.

The appellants have been convicted for the offences under Section 376(D) of the Indian Penal Code read with Section 4 of the POCSO Act and have been sentenced to undergo imprisonment for life which shall mean imprisonment for remainder of natural life alongwith a fine of Rs.25,000/-.

It has been alleged that the victim was subjected to gang rape by the appellants and others.

Although, learned counsel for the appellants has referred to the medical evidence, while submitting that no external injuries were found on the person of the victim and no definite opinion was also given whether the rape was committed upon her or not, but regard being had to the evidence of the victim who has been examined as P.W.1, wherein she has categorically stated about the participation

of the appellants alongwith others in committing gang rape, we are not inclined to admit the appellants on bail. Accordingly, their prayer for bail is hereby rejected.

The aforesaid I.A. also stands rejected.

(Rongon Mukhopadhyay, J.)

(Ambuj Nath, J.)