

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.50960 of 2015

Arising Out of PS.Case No. -212 Year- 2015 Thana -TEGHRA District- BEGUSARAI

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BHOLA SINGH, SON OF LATE KAMESHWAR SINGH, RESIDENT
OF VILLAGE - AYODHYA, P.S. TEGHRA, DISTRICT - BEGUSARAI

.... PETITIONER/S

VERSUS

THE STATE OF BIHAR

.... OPPOSITE PARTY/S

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Appearance :

For the Petitioner/s : Mr. Jai Prakash Singh

For the Opposite Party/s : Mr. J.N.Thakur(App)

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CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA
ORAL ORDER

2 18-12-2015 Heard learned counsel for the petitioner and the

learned A.P.P. for the State.

The petitioner is accused in connection with Teghra
P.S. Case No. 212 of 2015 registered under Sections 376 and 511
of the Indian Penal Code and Section 4 of the POCSO Act.

The accusation of informant, Musho Sah, is that on
13.07.2015, Sabita Kumari, niece of informant, had gone to graze
her she goat near the field of petitioner, after some time, Sabita
Kumari, came at home and told to informant that petitioner, who is
aged about 70 years, called her to guava garden and tried to
commit rape on her.

Learned counsel for the petitioner submits that
admittedly the petitioner is aged about more than 70 years and has

falsely been implicated in this case due to making complain about plucking the Guava in his garden by the niece of the informant. It is further submitted that the victim in her statement, under Section 164 of the Cr.P.C. has not disclosed about sexual assault by the petitioner and simply stated that petitioner sat on her. It is further submitted that petitioner is in custody since 14.07.2015.

Having regard to the facts and the circumstances of the case, the petitioner above named, is directed to be released on bail on furnishing bail bond of Rs.10,000/-(Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the Ist Additional Sessions Judge-cum-Special Judge, Begusrai, in connection with Teghra P.S. Case No. 212 of 2015. Out of two sureties, one surety must be the close relative of the petitioner, who will file an affidavit showing his relation with the petitioner.

(Rajendra Kumar Mishra, J)

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