

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.40011 of 2015

Arising Out of PS.Case No. -63 Year- 2015 Thana -MUSAHRI District- MUZAFFARPUR

Suresh Ram Son of Bathu Ram resident of village - Saidpur Kanua, P.S.
Chak Mehshi, District - Samastipur

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

Appearance:

For the Petitioner/s : Mr. Arun Kumar

For the Opposite Party/s : Mr. Ansarul Haque (APP)

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

2 08-09-2015

Heard both sides.

The petitioner seeks bail in a case under Sections 376
/34 of the Indian Penal Code and Section 4 of the POCSO Act.

The victim alleged that the accused raped her in an
orchard. The victim identified the accused as Baiju Baitha. The
allegation against the petitioner and other accused person is that
they helped Baiju Baitha in fleeing away from the place of
occurrence. It is submitted that the petitioner did not even touch
the body of the victim. Similarly situated co-accused Lakhan
Mahto has already been enlarged on bail in Cr. Misc. No.
28784/2015.

Considering the facts aforesaid and the fact that the
only allegation against the petitioner is that he helped the accused
Baiju Baitha in fleeing away from the place of occurrence, the

above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Special Judge, POCSO Act, Muzaffarpur in Mushahari P.S. Case No. 63/15.

(Prabhat Kumar Jha, J)

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