

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.27573 of 2015

Arising Out of PS.Case No. -63 Year- 2014 Thana -DANDKHORA District- KATIHAR

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1. Krishna Mohli S/o - Babulal Mohli R/o- Kothi Tola, Chirkutti, P.S.-
Dandkhora(Hasanganj), District- Katihar

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sanjeev Kumar Singh

For the Opposite Party/s : Mr. A.L.Pandit(App)

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 31-07-2015 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner is in custody in a case registered under
Section 376 and other allied Sections of the Indian Penal Code
and Section POCSO Act.

The prosecution case in, brief, is that on 20.5.2014
when the informant/victim was sleeping in her room, the
petitioner entered and attempted to commit rape upon her, who
was apprehended but he was freed by other named accused
persons after abusing and assaulting them.

On behalf of the petitioner, it has been submitted
that the petitioner is in custody since 7.5.2015. There is no
criminal antecedent against the petitioner. The petitioner is named

in the FIR. It is further submitted that the petitioner has been made accused in this case due to mistake of fact. It is also submitted that the petitioner may be released after completion of six months in custody from 7.5.2015.

On behalf of the State, it is submitted that the petitioner is named in the FIR. There is specific allegation against the petitioner.

Considering the facts aforesaid, let above named petitioner be released on bail, after completion of six months in custody from 7.5.2015, on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned A.D.J.-1 –cum- Special Judge, Katihar, in Dandkhora P.S.Case No. 63/2014. .

(Sudhir Singh, J)

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