

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.36884 of 2016

Arising Out of PS.Case No. -38 Year- 2016 Thana -MAHILA P.S. District- SIWAN

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1. Vijay Kumar Giri Son of late Nand Kishore Giri resident of Mohalla-
Ramdev Nagar, Ward no. 16, PS-Siwan Muffasil, District- Siwan

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s

: Mr. M. N. Parbat, Sr. Adv.
Mr. Sanjay Kumar Jha, Advocate
Mr. Ved Prakash Srivastva, Advocate

For the Opposite Party/s

: Mr. Sri Uday Pratap Singh, APP

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CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI
SHARAN SINGH

ORAL ORDER

2 14-09-2016

Heard learned Senior Counsel for the petitioner
and learned Additional Public Prosecutor for the State.

This application, for grant of anticipatory bail,
arises out of Siwan Mahila Police Station Case No. 38 of
2016, disclosing offences under Sections 376/511 of the
Indian Penal Code and Sections 3/4/5/6/7/8 of the Immoral
Traffic (Prevention) Act, 1956.

Mr. Parbat, learned Senior Counsel, appearing
on behalf of the petitioner, has submitted that he has been
implicated with an allegation that he is the owner of the
restaurant, from where boys and girls were found in
objectionable position. According to him, no offence, under
Sections 376/511 of the Indian Penal Code, is made out
against him even if the prosecution case, as narrated in the
First Information Report, is taken to be true. He has

submitted that other offences, alleged against the petitioner under the Immoral Traffic (Prevention) Act, 1956, are bailable.

Considering the above submission, this application is allowed.

Let the petitioner, Vijay Kumar Giri, in the event of his arrest or surrender before the Court below within six weeks, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Sub Divisional Judicial Magistrate, Siwan, in connection with Siwan Mahila Police Station Case No. 38 of 2016, subject to the condition laid down under Section 438 (2) of the Code of Criminal Procedure.

This is subject to the condition that the petitioner shall present himself before the police/Court, as the case may be, as and when required and in the event of failure on his part to appear before the Court on two consecutive occasions, his bail bond shall be liable to be cancelled.

(Chakradhari Sharan Singh, J.)

Prabhakar Anand/-

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