

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.44761 of 2016

Arising Out of PS.Case No. -152 Year- 2016 Thana -JAMUI District- JAMUI

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1. Guljar Khan @ Md. Guljar son of Kamal Khan Resident of Village:-
Thana Chock Jamui,P.S. and District-Jamui

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Pankaj Kumar Sinha

For the Opposite Party/s Mr. Shantanu Kumar

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

03/ 02.12.2016 Heard learned counsel for the petitioner as well as learned
Addl. Public Prosecutor for the State.

Petitioner and one other FIR named accused forcibly took
the victim in their house and tried to outrage her modesty. The present
case was registered under section 354(A) of the Indian Penal Code
and sections 4, 7, 8 of the POCSO Act.

Submission on behalf of the petitioner is that section 354(A)
of the Indian Penal Code is bailable offence and so far as sections 4, 7,
8 of the POCSO Act is concerned, application of the aforesaid
sections appears to be doubtful because in medical examination,
informant was found above 18 years of age.

Considering the aforesaid facts and circumstances as well as
submissions of the parties, let the petitioner be released on bail on
furnishing bail bonds of Rs 10,000/- with two sureties of the like
amount each to the satisfaction of Addl. Sessions Judge I, Jamui in



Jamui P.S. Case no. 152/2016.

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(Hemant Kumar Srivastava,J)

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