

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.40792 of 2016

Arising Out of PS.Case No. -5 Year- 2016 Thana -MAHILA PS District- GAYA

Vikas Kumar, Son of Raghunandan Yadav, Resident of Village- Sabalpur,
Post Office and Police Station- Fatehpur, District- Gaya.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Jitendra Kumar

For the Opposite Party/s : Mr. Sri Tapeswar Sharma

CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

3 30-09-2016 Heard Sri Amrendra Nath Verma, learned counsel,

who was assisted by Sri Jitendra Kumar, learned counsel for the

petitioner and Sri Tapeswar Sharma, learned Addl. Public

Prosecutor.

The sole petitioner, who is in custody since
23.07.2016 in Mahila P.S. Case No.05 of 2016 (POCSO Case
no.06 of 2016) registered for the offence under Section 354(A)/34
of the Indian Penal Code and Section 8 of the POCSO Act, has
prayed for grant of bail.

Learned counsel for the petitioner has drawn my
attention to the order of the Special Judge, whereby the prayer for
bail of the petitioner was rejected. He submits that the learned
Special Judge after perusing the case diary had noticed that there

was land dispute in between the parties and due to animosity the petitioner was made accused, even then the prayer for bail of the petitioner was rejected.

Besides hearing learned counsel for the parties, I have perused the material on record including the order of the learned Special Judge. After going through the same, the Court is satisfied that it is a fit case for extending the privilege of bail. Let the petitioner, namely, Vikas Kumar 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 Addl. District & Sessions Judge-1st cum- Special Judge(POCSO Act), Gaya in connection with Mahila P.S.Case No.05/2016(POCSO Case No.06 of 2016).

(Rakesh Kumar, J)

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