

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.46470 of 2016

Arising Out of PS.Case No. -347 Year- 2015 Thana -MARHAURA District- SARAN

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Akhilesh Kumar Mahto Son of Rajendra Mahto, Resident of Village- Tehti
Bind Toli, Police Station- Marhaura, District- Saran.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Rajesh Roy

For the Opposite Party/s : Mr. Asharaf Ansari

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

3 08-12-2016 Heard learned counsel for the petitioner as well as
learned Additional Public Prosecutor for the State.

Petitioner seeks bail in a case registered for the
offences punishable under Sections 341, 323, 376, 511 of the
Indian Penal Code and Sections 11/18 of POCSO Act.

Initially, the informant filed complaint case which
was converted into police case. The accusation against the
petitioner is that he made attempt to commit rape on the informant
but submission on behalf of the petitioner is that much prior to
filing of the complaint case, mother of the informant had made
complain before the Zila Jan Sikayat Koshang and on the
complaint of mother of the informant, the matter was enquired by
the police and the accusation was found untrue. It is further



submitted that in course of investigation, witnesses, too, stated the above stated fact, which is evident from perusal of different paragraphs of the case diary.

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/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of Additional Chief Judicial Magistrate-II, Saran in connection with Marhaura P.S. Case No. 347 of 2015.

(Hemant Kumar Srivastava, J)

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