

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.27325 of 2016

Arising Out of PS.Case No. -470 Year- 2015 Thana -AHIAPUR District- MUZAFFARPUR

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Parasnath Prasad @ Parash Nath Prasad, son of Late Sukhdeo Prasad,
resident of Village- Jamalabad, P.S. Ahiyapur, District- Muzaffarpur.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Hari Kishore Thakur, Adv.

For the Opposite Party/s : APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

2 12-07-2016 Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner is in custody since 21.04.2016
in connection with Ahiyapur P.S. Case No. 470 of 2015 for
the offences alleged under Sections 376/511 and 506 of the
Indian Penal Code and Sections 8, 12, and 18 of the POCSO
Act.

3. It is submitted that the petitioner has been
falsely implicated and the accusation is highly improbable
considering that the petitioner is of advanced age of about 65
years. He has been falsely implicated in retaliation as he had
become a witness of Ahiyapur P.S. Case No. 324 of 2015
which was lodged by one Harinarayan Bhagat against the
informant's son and nephew. There is delay in instituting the
F.I.R. on 04.06.2015 for the alleged occurrence of

03.06.2015. The petitioner claims clean criminal antecedent.

4. Having regard to the entirety of the facts and circumstances of the case, let the petitioner Parasnath Prasad @ Parash Nath Prasad be released on bail on furnishing bail bond of Rs.10,000/-(ten thousand) with two sureties of like amount each to the satisfaction of learned Special Judge, POCSO Act, Muzaffarpur in connection with Ahiyapur P.S. Case No. 470 of 2015, subject to the following conditions :

(i) The petitioner shall cooperate with the investigation and make himself available as and when so required and in case of failure, the State shall be at liberty to move for cancellation of bail.

(ii) The petitioner shall remain physically present on each and every date during trial and in the event of failure on two consecutive dates, his bail bond shall be liable to be cancelled by the learned Court concerned.

(Vikash Jain, J)

Md. Ibrarul/-

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