

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Appeal (SJ) No.3376 of 2017

Arising Out of PS.Case No. -93 Year- 2017 Thana -GOPALPUR District- PATNA

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Vikash Kumar aged about 22 years, Son of Narendra Rai @ Nagendra Rai,
Resident of Village- Abdullah Chak Bairiya, P.O.- Bairiya, P.S.- Gopalpur,
District- Patna.

.... Appellant

Versus

The State of Bihar.

.... Respondent

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Appearance :

For the Appellant/s : Mr. Ranjit Prasad

For the Respondent/s : Smt Usha Kumari No-1

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 20-12-2017 Earlier prayer for bail of the appellant has been rejected

in Cr.Appeal(SJ) No. 2637 of 2017, vide order dated 18.10.2017

with an observation to renew his prayer after framing of charge

and, accordingly, the present appeal has been filed.

Submission of learned counsel for the appellant is that

now charge has been framed and he is in custody for about five

months. Further submission is that there is no allegation of

commission of rape, rather he tried to outrage her modesty.

Heard learned Special P.P. also.

In the facts and circumstances, the appeal is allowed and

the impugned order dated 24.7.2017 is set aside.

Let the appellant, above named, be released on bail on

furnishing bail bond of Rs.25,000/- (Rupees twenty five thousand)



with two sureties of the like amount each to the satisfaction of Additional District and Sessions Judge-I-cum-Special Judge, POCSO Act, Patna, in connection with Special Case (POCSO) No. 98 of 2017, arising out of Gopalpur P.S.case No. 93 of 2017, subject to the conditions that (1) one of the bailors shall be a local person having sufficient immoveable property within the jurisdiction of the court concerned and (2) appellant shall co-operate in trial and appear in court on each and every date, failing which his bail bond shall be cancelled.

(Vinod Kumar Sinha, J)

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