

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.52890 of 2016

Arising Out of PS.Case No. -287 Year- 2015 Thana -RAJAULI District- NAWADA

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1. Niraj Kumar, son of Dinesh Raut, Resident of Village- Kunjaila, P.S.-
Roh, District- Nawada.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Prabhakar Mishra, Advocate

For the Opposite Party/s : Mr. Rajesh Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

6 11-04-2017 Heard learned counsel for the petitioner and
learned Additional Public Prosecutor for the State.

Petitioner is languishing in custody for the
offences punishable under Section 376 of the Indian Penal Code
and Sections 4/6/8 of the POCSO Act.

The statement of the victim girl, under Section
164 Cr.P.C., reveals that the matter is of love affairs and
consensual sex though she has alleged forceful sex at Delhi with
the petitioner.

Notice was issued to Opposite Party No.2 for
reconciliation but she did not come and the petitioner has filed
affidavit that she has married with another boy.

Considering the facts and circumstances, let



petitioner, above named, be enlarged 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 Additional Sessions Judge-I, Nawada/Successor Court, in connection with POCSO Case No.35 of 2015, arising out of Rajauli P.S. Case No.287 of 2015, with condition that petitioner shall fully cooperate with the investigation and trial of the case, failing which the Court-below shall be at liberty to take steps for cancellation of the bail-bonds of the petitioner in this case.

Mkr./-

(Birendra Kumar, J)

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