

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.60787 of 2017

Arising Out of PS.Case No. -96 Year- 2017 Thana -BHAGWANPUR District- BEGUSARAI

=====

1. Praveen Kumar S/o Ram Sagar Sahani, R/o Village- Chandur, P.S.-
Bhagwanpur, District- Begusarai.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Pritish Kumar Lal

For the Opposite Party/s : Mr. Sri Atul Chandra

=====

CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL ORDER

2 21-12-2017 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner seeks pre-arrest bail in connection
with Bhagwanpur P.S.Case No. 96 of 2017 registered under
Sections 376 and 511 of the Indian Penal Code and Section 8 of
the Protection of Children from Sexual Offences Act, 2012.

It is submitted by the learned counsel for the
petitioner that the petitioner is the cousin brother of the informant.
The father of the informant Gopal Sahani has long standing land
dispute with the father of the petitioner Ram Sagar Sahani and due
to that reason name of the petitioner has been given in the present
case. He submitted that in course of investigation and supervision
the allegations made under the Protection of Children from Sexual
Offences Act and Section 376/511 of the Indian Penal Code have
been found to be false and the Supervising Officer has directed for



submission of charge-sheet under Section 354(b) of the Indian Penal Code. He submitted that even according to the FIR there is no overt act alleged against the petitioner and the entire allegation of outraging the modesty etc. is on Amarjeet Ram.

Learned counsel for the State opposed the application for grant of pre-arrest bail to the petitioner. He submitted that the petitioner was accompanying Amarjeet Ram at the time when Amarjeet Ram tried to outrage the modesty of the victim.

Having regard to the facts and circumstances of the case and the submissions made above, in the event of arrest or surrender before the court below within four weeks from today, the petitioner is directed to be released on bail on furnishing bail bond of Rs.10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of the learned 1st Additional Sessions Judge-cum-Special Judge, POCSO Court, Begusarai in connection with Bhagwanpur P.S.Case No. 96 of 2017, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Ashwani Kumar Singh, J)

Pradeep/-

U		T	
---	--	---	--

