

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.50370 of 2016**

Arising Out of PS.Case No. -39 Year- 2015 Thana -MAHILA P.S. District- PATNA

=====

Pankaj Kumar @ Gajendra Dubey, son of Sri Mathura Dubey, Resident of  
Khanpura, P.S.- Bhagwanganj, District- Patna

.... .... Petitioner

Versus

The State of Bihar

.... .... Opposite Party

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**Appearance :**

For the Petitioner : Mr. Harish Kumar, Advocate

For the Opposite Party : Mr. Ram Naresh Ray (APP)

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**CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA**  
**ORAL ORDER**

4      20-01-2017                      Heard learned counsel for the petitioner and the  
  
State.

The petitioner seeks bail in a case instituted for the  
offence under Sections 376, 511, 323, 343 of the Indian Penal  
Code and under Section 4/6 of POCSO Act.

The allegation against the petitioner is that while the  
prosecutrix had gone to Anand Public High School for Coaching,  
the petitioner, who was a teacher in that coaching, caught her hand  
and kissed her. The victim cried. He put her down on the ground  
and threatened her and also assaulted. She complained to higher  
authority of the coaching but no action was taken against the  
petitioner. The statement of victim u/s-164 of Cr.P.C has been  
recorded, wherein she has alleged similar allegation.



It has been submitted that petitioner has already remained in judicial custody since 04.07.2016.

In such circumstances, keeping in view the period spent by the petitioner in custody, let the petitioner above named, be released 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 District Judge-1<sup>st</sup>, Patna, in connection with Special POCSO Case No. 122 of 2015 arising out of Mahila P.S. Case No. 39 of 2015, subject to the condition that both the bailors will be the close relative of the petitioner.

**(Sanjay Priya, J.)**

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