

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.39811 of 2017

Arising Out of PS.Case No. -686 Year- 2014 Thana -BIHTA District- PATNA

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Sadhu Manjhi, son of Mithu Manjhi, resident of Village- Laxmanpur Bela,
Police Station Bihta, District- Patna.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Pramod Ban Bihari Singh

For the Opposite Party/s : Mr. Ajay Kumar -2

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

4 09-10-2017 Heard learned counsel for the petitioner.

This is an application for bail in connection with Special
(POCSO) Case No. 97 of 2016, arising out of Bihta P.S.Case No.
686 of 2014 registered for the offences punishable under Sections
376/511 of the Indian Penal Code and 7/8 of POCSO Act.

Allegation against the petitioner is of committing rape
upon minor daughter of informant.

Submission of learned counsel for the petitioner is that he
has falsely been implicated in this case and he is in custody since
15.7.2016. Further submission is that though charge has been
framed on 8.11.2016 but not a single witness has been examined
in this case.

Heard learned APP also, who has opposed the prayer for
bail.



Having heard both sides and in the facts and circumstances of the case and specially considering the period of custody, let the petitioner, 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, Patna, in connection with Special (POCSO) Case No. 97 of 2016, arising out of Bihta P.S.Case No. 686 of 2014, subject to the following conditions :-

- (1) One of the bailors shall be a local person having sufficient immoveable properties in the jurisdiction of court concerned,
- (2) Petitioner shall co-operate in trial and appear on each and every date fixed in court and failure to appear on two consecutive dates without any genuine reason or without permission of court, his bail bond shall be liable to be cancelled.

(Vinod Kumar Sinha, J)

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