

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.69396 of 2018

Arising Out of PS. Case No.-136 Year-2018 Thana- BARBIGHA District- Sheikhpura

Suraj Kumar, S/o Sunil Ram @ Sunil Kumar, Resident of Village- Samachak,
P.S.- Barbigha, District- Sheikhpura.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Syed Rizwanul Haque, Advocate
For the Opposite Party/s : Dr. Indihar Kumari, APP

CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2/ 30-11-2018

Heard learned counsel for the petitioner and learned

APP for the State.

Petitioner seeks bail in **Barbigha (Mission OP) P.S.**

Case No.136 of 2018 instituted for the offence under Section(s)
363, 366-A/34 and 376 Indian Penal Code and Section 8 of the
POCSO Act.

Counsel for the petitioner submits that victim has
been examined medically and the doctor has not found any
injury on her private part or on her body. The Medical Board has
assessed her age between 18-19 years. The victim has given
statement under Section 164 Cr.P.C., wherein, she has stated her
age as 17 years and the Court has also assessed her age as 17
years. In the statement recorded under Section 164 Cr.P.C., the
victim has stated that she had gone to Kolkata and Mumbai with



this petitioner. It is alleged that he has committed illegal act forcibly with her.

From the statement of victim, it appears that victim is aged about 17 years and she has travelled to different places with the petitioner. No sign of injury was found either on her private part or on her body.

Petitioner is in custody since 23.07.2018.

In the facts and circumstances of the case, prayer of the petitioner for grant of bail is allowed. Let the petitioner, above named, be released on bail on furnishing bail bonds of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the **1st Additional Sessions Judge, Sheikhpura**, in connection with **Barbigha (Mission OP) P.S. Case No.136 of 2018**, subject to the condition that both the bailors shall be close relative of the petitioner.

(Sanjay Priya, J)

J. Alam/-

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