

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.33059 of 2018**

Arising Out of PS. Case No.-132 Year-2017 Thana- KANHAULI District- Sitamarhi

1. Sripati Devi wife of Aklu Mahto  
2. Sunil Kumar son of Aklu Mahto, both resident of village Itharwa P.S.  
Kanauli, Simarhi

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Ashok Kumar Jha

For the Opposite Party/s : Mr. Sri Kumar Ranjit Ranjan

**CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA**  
**ORAL ORDER**

2      07-06-2018                      Heard learned counsels for the petitioners and the  
State.

Petitioners apprehend arrest in connection with  
Kanauli P.S. Case No. 132 of 2017 registered for the offence  
punishable under sections 363, 366A/34 of the Indian Penal  
Code and sections 7, 17 and 18 of the POCSO Act.

Learned counsel appearing for the petitioners  
submits that petitioners have been implicated in this case merely  
because they are mother and brother of co-accused Anil Kumar.  
The victim, in her statement under section 164 Cr.P.C., has not  
supported the prosecution case and has stated that she was not  
kidnapped by any one. Petitioners have no criminal antecedent.

Considering the facts and circumstances of the case



and the submissions advanced on behalf of the parties, let the petitioners, above named, in the event of arrest or surrender within a period of four weeks from today, 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 1<sup>st</sup> Additional Sessions Judge-cum-Special Judge, POCSO, Sitamarhi in connection with Kanahauli P.S. Case No. 132 of 2017 subject to the conditions laid down under section 438(2) Cr.P.C.

**(Arvind Srivastava, J)**

mcv/-

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