

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.29912 of 2018

Arising Out of PS.Case No. -26 Year- 2018 Thana -KANHAULI District- SITAMARHI

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1. Ajay Rai @ Panga, Son of Ram Naresh Rai,
2. Manoj Mahto @ Manoj Kumar Son of Budhan Mahto, Both are resident
of Village- Kanhauli, P.S.- Kanhauli, District- Sitamarhi.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Hans Lal Kumar

For the Opposite Party/s : Mr. Sri Sakir Ahmad

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CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR
ORAL ORDER

7 20-07-2018 Heard learned Counsel for the petitioners and the State as
also the learned Counsel appearing on behalf of the informant.

Petitioners, already in custody since 14.4.2018, seeks bail in
Kanhauli PS Case No. 26 of 2018 registered under Sections 341,
323, 376, 511/34 of the IPC and Sections 8/10 of Pocso Act.

The allegation in brief is that in the evening four persons
entered into the house of the prosecutrix while her elder brother and
brother-in-law were taking breakfast and these petitioners made
attempt to rape her, when alarm was raised they escaped away.

Learned Counsel for the petitioners submits that the
petitioners have been falsely implicated in this case because they
were witness in the case instituted by one Yogi Pandit one of the
agnate of the informant's side, the petitioners are co-villages and
have no criminal antecedent.

Whereas learned Counsel appearing on behalf of the
informant opposed the prayer for bail and submits that the petitioners
are not witnesses in charge-sheet.

Having considered the said facts and circumstances, the



petitioners, namely, Ajay Rai @ Panga and Manoj Mahto @ Manoj Kumar are directed to 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 Additional Sessions Judge 1st –cum Special Judge (Pocso Act), Sitamarhi in connection with Kanhauli PS Case No. 26 of 2018.

(Arun Kumar, J)

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