

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.42217 of 2018

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1. LAXAMI NARAIN @ LAXAMI NARAYAN DHAN S/o Krishna Ram,
R/o Vill.- Binjawas, P.S.- Hamirwas, District- Churu (Rajasthan).

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Brij Bihari Tiwary, Adv.

For the Opposite Party/s : Mr. Sri Nirmal Kumar Sinha, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

2 19-07-2018 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

Petitioner is in custody since 20.10.2017 in connection
with Special Case No. 08 of 2018 arising out of Agamkuan P.S. Case
No. 457 of 2017 registered under Sections 363, 370, 372, 376/34 of the
Indian Penal Code.

Learned counsel for the petitioner has submitted that the
petitioner, who is of clean antecedent, is innocent and has not
committed any offence. In fact, the occurrence is of 22.06.2017
whereas the F.I.R. has been lodged after lapse of three months without
explaining the plausible delay. Moreover, co-accused, Seema Devi and
Anil Sharma have also been granted bail by a co-ordinate Bench of this
Court in Cr. Misc. No. 10052 of 2018 and Cr. Misc. No. 12133 of 2018
and the petitioner is rotting in custody for the last nine months.

Considering the facts and circumstances of the case, let



the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand rupees only) with two sureties of the like amount each to the satisfaction of the learned Special Judge (POCSO) Patna in connection with Special Case No. 08 of 2018 arising out of Agamkuan P.S. Case No. 457 of 2017.

(Arvind Srivastava, J)

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