

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.59208 of 2018

Arising Out of PS.Case No. -104 Year- 2018 Thana -RAJPUR District- BUXAR

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Sunil Sah S/o Bachchu Lal Sah, R/o Vill.- Nagpur, P.S.- Rajpur, District-
Buxar.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sada Nand Roy, Adv.

For the Opposite Party/s : Mr. Sanjay Kumar Singh, APP

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CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

2 09-10-2018 Heard learned counsel for petitioner and learned A.P.P.
for the State.

Petitioner seeks bail in Rajpur P.S. Case No. 104/2018,
registered for the offences punishable under Section 366A and 376
of the Indian Penal Code and section 4 and 8 of the P.O.C.S.O.
Act.

Informant alleged that on 28.01.2018, her co-villager
Ajeet Chouhan enticed her to Sikandarabad on the pretext of
marriage. In the meantime, Sunil Sah (petitioner) who is friend of
Ajeet Chouhan come in touch with informant and solemnized
marriage with her in a temple and sexually harassed her.

It has been submitted that informant and petitioner are
wife and husband. Petitioner has falsely been implicated in the



case. Informant is major.

Petitioner has no criminal antecedent. He is in custody since 24.05.2018.

Considering the facts aforesaid, the petitioner above-named, is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of Additional District & Sessions Judge Ist-cum-Special Judge, P.O.C.S.O. Act, Buxar in connection with Rajpur P.S. Case No. 104/2018 (P.O.C.S.O. Case No. 28/18), subject to the conditions:

- (1.) Bailors should be local having sufficient immovable property within the jurisdiction of the court concerned.
- (2.) Petitioner shall co-operate in the trial and shall be present on each and every date fixed by the court and his absence on two consecutive dates without proper and reasonable reason will be sufficient to cancel his bail bonds.
- (3.) If the petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for



cancellation of bail of the petitioner.

(S. Kumar, J)

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