

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.66216 of 2018**

Arising Out of PS.Case No. -64 Year- 2018 Thana -MAHILA P.S. District- ARRARIA

=====

Binod Sah @ Binod Khanna @ Khanna, S/o Baleshwar Sah, resident of  
village- Saidabad, Ward No. 12, P.S.- Sikty, District- Araria.

.... .... Petitioner/s

Versus

1. The State of Bihar.

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Mukesh Kumar Rana, Advocate

For the Opposite Party/s : Mr. Nand Kishore Pd., APP

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**CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA**  
**ORAL ORDER**

2/ 05-11-2018

Heard learned counsel for the petitioner and learned

APP for the State.

Petitioner seeks bail in **Special (POCSO) Act Case**  
**No.30 of 2018 arising out of Mahila (Araria) P.S. Case No.64**  
**of 2018** instituted for the offence under Section(s) 376 Indian  
Penal Code and Section 34 of the POCSO Act.

Counsel for the petitioner submits that from the  
written report it appears that girl was major aged about 18 years.  
She has stated that she had gone with this petitioner to Virat  
Nagat where he established physical relationship with her.  
Thereafter, he brought her to Araria and left her.

From the allegation in the written report, it appears  
that act has been done by the petitioner with informant with her



consent, who is major.

Petitioner is in custody since 30.06.2018.

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 bond of Rs.10,000/-(ten thousand) with two sureties of the like amount each to the satisfaction of the **1<sup>st</sup> Additional Sessions Judge-cum-Special Judge, Araria**, in connection with **Special (POCSO) Act Case No.30 of 2018 arising out of Mahila (Araria)P.S. Case No.64 of 2018**, subject to the condition that both the bailors shall be close relative of the petitioner.

**(Sanjay Priya, J)**

JA/-

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