

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.39223 of 2018

Arising Out of PS. Case No.-171 Year-2018 Thana- KANTI THARMAL POWER District-
Muzaffarpur

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Dharmendra Paswan S/o Sri Chaturi Paswan, R/o Vill.- Sherna, P.S.- Kanti,
District- Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Yugal Kishore

For the Opposite Party/s : Mr. Smt. Anita Kumari Singh

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CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

3 30-08-2018 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner, who is in custody, seeks bail in
connection with Kanti P.S. Case No. 171 of 2018 registered for
the offence punishable under Section 354 (B) of the Indian
Penal Code and Section 8 of POCSO Act.

Informant in her written complaint has stated that
on 12.04.2018 when she was returning after purchase, she
boarded the vacant tempo of Dharmendra Paswan (petitioner)
and petitioner told her that he will drop her at her residence
but on the way he carried tempo on different direction and
stopped at lonely place and tried to establish sexual relation
with her and offered her money, thereafter she jumped from
the auto and received some injury and went to the hospital and



after coming of his father, she has lodged the present case on 14.04.2018 i.e. after two days of occurrence.

It has been submitted on behalf of the petitioner that he is innocent and has been falsely implicated in this case. In the investigation it has come that father of the informant had taken loan from the father-in-law of petitioner and he did not want to refund the loan and as such he has been implicated in this present case. During investigation, the I.O. also found that the place of occurrence as stated by the informant is not probable. Petitioner has no criminal antecedent and he is in custody since 19.04.2018.

Considering the aforesaid facts and circumstances of the case, let the petitioner named above be released on bail upon furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge, 1st Cum Special Judge, POCSO Act, Muzaffarpur, in connection with Kanti P.S. Case No. 171 of 2018.

(S. Kumar, J)

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