

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.40322 of 2018

Arising Out of PS. Case No.-72 Year-2018 Thana- ARA MUFFSIL District- Bhojpur

Subhash Ram Son of Shankar Ram Resident of Village - Rampur Milki, P.S.
Ara (M), District - Bhojpur.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rajani Ranjan Pd. Singh

For the Opposite Party/s : Mr. Sir Pawan Kumar Chaurasiya

CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

3 20-09-2018 Heard learned counsel for the petitioner, learned
counsel for State as well as learned counsel for the Informant.

Petitioner seeks bail in **Ara Muffasil P.S. Case No. 72 of 2018** for the offence punishable under Sections 376, 511, 354B/34 of the Indian Penal Code, Section 67(A) of the I.T. Act and Section 8 of the POCSO Act.

Informant who herself is the victim has alleged in her written complaint that while she had gone to attend the call of nature petitioner and Riyaz Ansari caught hold of her. Allegation against the petitioner is of only preparing video of the Informant on his Mobile and thereafter they fled away.

It has been submitted on behalf of the petitioner that the petitioner has got no criminal antecedent and is in custody since 10.03.2018.



Learned counsel for the Informant vehemently opposes the prayer for bail.

Considering the aforesaid facts and circumstances of the case, let the petitioner named above be released on bail on furnishing bail bond of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of learned **ADJ-I, Bhojpur at Ara**, in **POCSO Case No. 17 of 2018 arising out of Ara (M) P.S. Case No. 72 of 2018**, with following 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 bond.

(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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