

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.75107 of 2018

Arising Out of PS. Case No.-258 Year-2018 Thana- MANIHARI District- Katihar

Md. Arbaj Khan S/o- Md. Zahur Khan, R/o- Mednipur, P.S.- Manihari,
District- Katihar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sanjeev Kumar Singh
For the Opposite Party/s : Mr. Sri Ramchandra Sahani

CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

2 17-12-2018 Heard learned counsel for the petitioner and learned
counsel for the State.

Petitioner, who is in custody, seeks bail in connection with Manihari P.S. Case No. 258 of 2018 registered for the offence punishable under Sections 354B/354D of the Indian Penal Code and 8 of POCSO Act.

Informant who is the father of minor victim girl Sonam Kumari in his written complaint has stated that when his daughter used to return to his home after tuition classes, petitioner used to tease her and also tried to outrage her modesty.

It has been submitted on behalf of the petitioner that he is innocent and has been falsely implicated in this case due to village rivalry. Petitioner has no criminal antecedent and he is in



custody since 09.11.2018.

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 A.D.J. 1st cum Special Judge, Katihar, in connection with Manihari P.S. Case No. 258 of 2018 subject to the conditions that:-

(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 properly represented on each and every date fixed by the court and his absence on two consecutive dates without proper and sufficient reason the trial court will be at liberty 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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