

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.1984 of 2018

Arising Out of PS.Case No. -218 Year- 2016 Thana -SULTANGANJ District- BHAGALPUR

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Rajeev Kumar Son of Mahavir Bind, Resident of Village-Shivanandpur,
Police Station-Sultanganj, District-Bhagalpur.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Praveen Kumar, Advocate.

For the Opposite Party : APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

2 12-01-2018 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner is in custody since 15.11.2016 in connection with G.R. Case No. 3972 of 2016 (arising out of Sultanganj P.S. Case No. 218 of 2016) for the offences alleged under Sections 366A, 376 of the Indian Penal Code and 4 of the POCSO Act.

3. It is submitted that the petitioner has been falsely implicated as evident from the deposition of the so-called victim girl who has examined as P.W. 7 where she has not supported the prosecution case. She has claimed to be 18 years of age and also assessed to be 18 years. The petitioner claims clean antecedents.

4. Be that as it may, having regard to the entirety of the facts and circumstances of the case, let the petitioner above named be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of like amount each to the



satisfaction of learned 1st Additional Sessions Judge-cum-Special Judge POCSO ACT, Bhagalpur, in connection with G.R. Case No. 3972 of 2016 (arising out of Sultanganj P.S. Case No. 218 of 2016), on the following conditions:-

(i) That one of the bailors shall be a close relative of the petitioner.

(ii) That the petitioner shall not indulge in any similar offence till conclusion of the trial.

(iii) That the petitioner shall remain physically present in court on each and every date during trial and in the event of failure on two consecutive dates without sufficient reason, his bail bond shall be liable to be cancelled by the learned Court concerned.

(iv) The petitioner shall cooperate with the investigation, if not already concluded, and make himself available as and when so required and in case of failure, the State shall be at liberty to move for cancellation of bail.

(Vikash Jain, J)

Md. Ibrarul/-

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