

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.343 of 2019

Arising Out of PS. Case No.-193 Year-2018 Thana- SALAKHUA District- Saharsa

Bechan Sada son of Upendra Sada, Resident of Village- Belahi, P.S. Salkhua
Chiraiya O.P. Distt.- Saharsa.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Subesh Sharma

For the Opposite Party/s : Mr.Smt. Reena Sinha

CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

3 28-01-2019 Heard learned counsel for the petitioner and learned
counsel for the State.

Petitioner, who is in custody, seeks bail in connection with POCSO 39/2018 (arising out of Salkhua P.S. Case No. 193 of 2018 registered for the offence punishable under Sections 341, 323, 354, 354(A), 506 of the Indian Penal Code and 8 of POCSO Act.

Informant has alleged that while her daughter was coming with grass kept on her head, petitioner started teasing her in the way and on protest assaulted and threatened her.

It has been submitted on behalf of the petitioner that no such incident was committed by the petitioner. Petitioner has no criminal antecedent and he is in custody since 05.01.2018.



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 1st Additional Sessions Judge-cum Special Judge, Saharsa, in connection with POCSO 39/2018 (arising out of Salkhua P.S. Case No. 193 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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