

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.13757 of 2019

Arising Out of PS. Case No.-34 Year-2018 Thana- SAMASTIPUR COMPLAINT CASE
District- Samastipur

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RAHUL KUMAR Son of Rajdeo Sharma @ Rajdeo Thakur Resident of
Village- Bishunpur Bathua, P.S.-Pusa, District- Samastipur

... .. Petitioner/s

Versus

1. The State of Bihar and Anr.
2. Nirmala Devi Wife of Yogendra Sharma Resident of Village-Bishunpur
Bathua, P.S.- Pusa

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Usha Kumari Singh

For the Opposite Party/s : Mr.Abhay Kumar Roy

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CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

4 17-06-2019 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner apprehends his arrest in connection
with Complaint Case No. 34(c) of 2018 for the offence
punishable under Sections 323, 504, 379/34 of the Indian Penal
Code and Section 8 of the POCSO Act.

Learned counsel appearing for the petitioner submits
that the petitioner, who is of clean antecedent, is innocent and
has not committed any offence. In fact, the complaint case has
been lodged after lapse of 12 days from the date of occurrence
without explaining the plausible delay. No case under Section 8
of the POCSO Act is made out against the petitioner. Hence, the



petitioner may be granted the privilege of anticipatory bail.

Considering the facts and circumstances of the case, let the, above named, petitioner in the event of surrender within a period of four weeks be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Special Judge, POCSO Act, Samastipur in connection with Complaint Case No. 34(c) of 2018 subject to the conditions laid down under Section 438(2) of the Cr.P.C.

(Arvind Srivastava, J)

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