

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.12556 of 2019

Arising Out of PS. Case No.-58 Year-2018 Thana- MAHILA PS District- Khagaria

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Gaurav Kumar Son of Shashi Bhushan Singh, Resident of Village-
Ramchandrapur, Police Station-Maheshkhunt, District-Khagaria.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner : Mr.Viveka Nandsingh
For the State : Mr.Binod Kumar

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 18-04-2019 Heard learned counsel for the petitioner, learned APP
for the State and learned counsel for the informant.

The petitioner seeks bail in a case registered under
Sections 376, 323 of the Indian Penal Code and 3/4 of POCSO
Act.

Allegation is that the accused persons committed rape
upon the victim.

It has been submitted on behalf of the petitioner that
the petitioner is in custody since 27.11.2018 and has got no
criminal antecedent. Charge sheet has been submitted in the
case. There is no allegation of tampering of witnesses alleged
against the petitioner. Petitioner has falsely been implicated in
the present case. There was love affair between the petitioner
and the victim. Same was not accepted by the father of the



victim. As per the medical report, there is no positive finding on the point of rape.

On behalf of the State and learned counsel for the informant, it is submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner, above named, be released on bail on furnishing bail bonds 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, POCSO, Khagaria in connection with POCSO case No.32 of 2018 arising out of Mahila P.S. case No.58 of 2018.

(Sudhir Singh, J)

Narendra/-

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