

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18570 of 2019

Arising Out of PS. Case No.-22 Year-2018 Thana- BIHRA District- Saharsa

MD. SAMIM @ SAMMO, Son of Md. Mustakim, Resident of Village -
Sattar Kataiya, P.S. - Bihra, Distt. - Saharsa.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ashok Kumar Mishra

For the Opposite Party/s : Mr. Gulnar Begum

CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

2 01-05-2019 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner seeks bail in a case registered for the
offences punishable under Sections 363, 366A/34 of the Indian
Penal Code and Section 8 of the POCSO Act.

According to FIR, this petitioner and others
kidnapped to the minor daughter of the informant. The victim
girl in her statement before the court as P.W. 3, has alleged that
co-accused Md. Soeb along with two unknown had kidnapped
her and Soeb had committed rape against her at Delhi. She is
specific that she does not recognize the petitioner and co-
accused Md. Amrudh. The informant was examined as P.W. 2
and he has also deposed in the line of her daughter that Md.
Soeb had kidnapped her daughter and he had committed rape
against her. The petitioner was not identified in Court by the



witness.

Considering the nature of evidence coming during course of trial, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court below where the case is pending in connection with Tr. No. 09 of 2018 arising out of Bihra Police Station Case No. 22 of 2018 corresponding to POCSO Case No. 13 of 2018, subject to the condition that the petitioner shall fully cooperate with the investigation/trial of the case, failing which the court below shall be at liberty to cancel the bail bond of the petitioner.

(Birendra Kumar, J)

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