

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.24889 of 2019

Arising Out of PS. Case No.-8 Year-2018 Thana- GHOSWARI District- Patna

Gautam Kumar, Son of Ram Parvesh Yadav, Resident of Village - Gosaigoan,
P.s.- Goswari, Distt.- Patna.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Lakshmi Kant Sharma, Advocate

For the Opposite Party/s : Mr.Anuj Kumar Shrivastava, APP

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 22-05-2019 Petitioner seeks regular bail in connection with

Goswari P.S. Case No.08 of 2018 registered for the offence

punishable under Section 376, 312 of IPC, Section 3/4 of Dowry

Prohibition Act and Section 6 of POCSO Act.

Allegation as per F.I.R. against the petitioner is of

having sexual intercourse with the informant on the pretext of

marriage.

Submission of the learned counsel for the petitioner is

that report of medical disclosed that her age between 17 to 19

years and the allegation and the petitioner has no criminal

antecedent and he is in custody since 13.09.2018. Further

submission is that charge sheet has already been submitted as

such, there is no chance of tampering with the evidence.

Heard learned A.P.P. also who has opposed the prayer



for bail on the ground that trial has commenced and the case is before the Special Judge, POCSO Act.

Having heard both sides, in view of the facts and circumstances, as stated above, let the petitioner above named, be released on bail on furnishing bail bond of Rs.25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount to the satisfaction of learned Additional Sessions Judge-I-cum-Special Judge, POCSO Act, Patna, in connection with Goswari P.S. Case No.08 of 2018, Special Case No.198 of 2018, subject to the condition that one of the bailors of the petitioner shall be a local person having sufficient immovable property within the jurisdiction of the court concerned with the condition that he is to appear before the trial court as and when required, otherwise the bail bonds shall be cancelled.

(Vinod Kumar Sinha, J)

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