

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.24448 of 2019

Arising Out of PS. Case No.-80 Year-2018 Thana- BAGHA District- West Champaran

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RAFI AHAMAD Son of Samim Miyan @ Samin Miyan Resident of Village -
Deurwa, P.S.- Bhairoganj, Distt - West Champaran.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Milind Kumar Mishra

For the Opposite Party/s : Mr.Shailendra Kumar Singh

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CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD
ORAL ORDER

2 19-06-2019 Heard learned counsel for the petitioner as well as
learned Addl. Public Prosecutor for the State.

Petitioner is in jail custody since 27.02.2018 in a case
registered under section 377 of the Indian Penal Code and
sections 4 and 6 of the POCSO Act.

Earlier prayer for bail of the petitioner was rejected on
23.05.2018. Petitioner has renewed his prayer placing reliance
on the subsequent development of deposition of the victim boy
which was recorded on 27.02.2019 before the court. Placing
reliance on the same, it is stated that same supports injury which
was sustained from wheels and not the petitioner. It is submitted
that petitioner has wrongly been implicated in this case.

Learned Addl. Public Prosecutor has opposed the
prayer of bail stating that nature of the allegation against the



petitioner is heinous.

Considering the aforesaid facts and circumstances as well as submissions of the parties, let the petitioner be released on bail on furnishing bail bonds of Rs 10,000/- with two sureties of the like amount each to the satisfaction of the Addl. Sessions Judge Ist-cum- Special Judge, Bettiah, West Champaran in Bagaha (Bhairoganj) P.S. Case no. 80/2018.

(Madhuresh Prasad, J)

s.hassan/-

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