

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.25323 of 2019

Arising Out of PS. Case No.-134 Year-2018 Thana- HUSSAINGANJ District- Siwan

Subhash Yadav S/o Sri Rajendra Yadav R/o Village- Daroga Hata, P.S.-
Hussainganj, District- Siwan.

... .. Petitioner/s

Versus

The State of Bihar, Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Gajendra Kumar Singh
For the Opposite Party/s : Mr.Rina Sinha

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

2 22-04-2019 Heard learned counsel for the petitioner and the
counsel appearing on behalf of the State.

Petitioner is in custody in connection with Pocso Trial
No. 126 of 2019 arising out of Hussainganj P.S. Case No. 134 of
2018 for the offence under sections 363, 366A of the Indian
Penal Code and 6/8 of Pocso Act.

Learned counsel for the petitioner submits that
petitioner has no criminal antecedent.

Referring to the age of the victim learned counsel
submits that pocso is not attracted in the instant case. He
submits that statement of the victim is indicative of the fact that
she has voluntarily accompanied the petitioner and married
with the petitioner. The petitioner did not kidnap her.

Considering the statement of the victim, the Court is



inclined to grant bail to the petitioner, let the petitioner, named above, be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of 1st Additional Sessions Judge-cum-Special Judge, Siwan, in connection with Pocso Trial No. 126 of 2019 arising out of Hussainganj P.S. Case No. 134 of 2018.

(Anil Kumar Upadhyay, J)

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