

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27803 of 2019

Arising Out of PS. Case No.-5 Year-2019 Thana- KUCHILA District- Kaimur (Bhabua)

Maharaj Kumar Prakash Son of Sri Bhagwan Ram, Resident of Village-
Mukhrwn, P.S-Kuchhila, District-Kaimur at Bhabhua.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mrs.Alka

For the Opposite Party/s : Mr.Nawal Kishore Prasad

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

5 26-08-2019 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in a case registered under Section
376 of the Indian Penal Code and Section-6 of the POCSO Act.

Prosecution case in short is that the petitioner established
physical relationship with the informant/victim and thereafter,
the petitioner solemnized marriage with the victim. It is also
alleged that the petitioner got assaulted her by his father and
ousted from the house.

It has been submitted on behalf of the petitioner that the
petitioner has got no criminal antecedent. There is no allegation
of tampering of witnesses alleged against the petitioner. The
petitioner is in custody since 12-03-2019. Charge sheet has
already been submitted. The petitioner has been falsely



implicated in the present case. On the pretext of marriage, physical relationship was established. Thereafter, the petitioner solemnized marriage with the victim. Later on, the informant was physically assaulted. The petitioner has been made accused in the present case due to mistake of fact.

On behalf of the State, it is submitted that the petitioner is named in the Complaint Case/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 Additional Sessions Judge-Ist, Kaimur at Bhabua in connection with Kuchhila P.S. Case No. 05 of 2019 (POCSO Reg. No. 12 of 2019).

(Sudhir Singh, J)

A.K.V.//-

U		T	
---	--	---	--

