

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.33872 of 2019

Arising Out of PS. Case No.-57 Year-2017 Thana- KORMA District- Sheikhpura

Raju Mahto, Son of Fakira Mahto, Resident of Village-Batora, P.S.-Korma,
District-Sheikhpura.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Syed Ehteshamuddin, Advocate

For the Opposite Party/s : Mr.Sanjay Kumar Tiwary, APP

**CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA**

ORAL ORDER

2 23-05-2019 Heard learned counsel for the petitioner as well as
learned Additional Public Prosecutor for the State.

Petitioner seeks bail in a case registered for the
offences punishable under Section 366 of the Indian Penal Code
and Section 8 of the POCSO Act.

Petitioner happens to be the brother-in-law of victim
and admittedly, the victim returned to her home safely and,
thereafter, her statement under Section 164 Cr.P.C. was
recorded. No doubt, victim claimed in her statement recorded
under Section 164 Cr.P.C. that she was forcibly taken away by
the petitioner but she also admitted that the relation of petitioner
with his wife was not cordial. Moreover, the victim has
nowhere, stated about her sexual exploitation by the petitioner.



Considering the aforesaid facts and circumstances as well as submissions of the parties, particularly keeping in mind, the statement of the victim recorded under Section 164 Cr.P.C., 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 1st Additional Sessions Judge, Sheikhpura in connection with Korma P.S. Case No. 57 of 2017.

(Hemant Kumar Srivastava, J)

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