

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.37771 of 2019

Arising Out of PS. Case No.-343 Year-2019 Thana- BUXAR District- Buxar

MD. RAHAMATULLAH Son of Md. Hasmath Resident of Village - Darah,
P.S - Bheja, Distt - Madhubani at present R/o village - Madarasa Darul Alum
Ashrafia, Musafirganj, Buxar, P.S.- Buxar (Town), Distt - Buxar.

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR
2. Amir Khan Son of Md. Shashad Khan Resident of Village - Banahi, P.S.-
Bihiya, Distt - Bhojpur, Ara.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Digvijay Kumar Ojha
For the Opposite Party/s : Mr.Md. Shakir Ahmad

CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

3 13-09-2019 Heard learned counsels for the petitioner and the

State.

Petitioner seeks bail in connection with POCSO
Case No. 18 of 2019 arising out of Buxar (Town) P.S. Case No.
343 of 2019 registered for the offence punishable under
sections 377 of the Indian Penal Code and sections 8, 4 of the
POCSO Act.

Learned counsel appearing for the petitioner
submits that petitioner has been falsely implicated in this
case at the instance of his enemies. The present first
information report has been lodged after about a month of
the alleged occurrence without there being any explanation



for the delay. The present case is counterblast of earlier case lodged by this petitioner vide Annexure-2. The matter has been compromised between the parties and a joint petition to that effect has been filed before the Court below vide Annexure-3. Petitioner has no criminal antecedent and is in custody since 21.04.2019.

Considering the facts and circumstances of the case and the submissions advanced on behalf of the parties, 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 Additional Sessions Judge, Ist-cum-Special Judge, Buxar in connection with Buxar (T) P.S. Case No. 343 of 2019.

(Arvind Srivastava, J)

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