

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.43779 of 2019

Arising Out of PS. Case No.-268 Year-2018 Thana- BHABHUA District- Kaimur (Bhabua)

SAIF KHAN, age about 20 years, Male, Son of Rahman Khan, R/o Village-
Bhabua, Ward No.8, P.S.- Bhabua, District- Kaimur at Bhabua, at present R/o
Village- Bhualpur, P.S.- Chainpur, District- Kaimur at Bhabua.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr. Tribhuwan Narayan, Advocate.

For the Opposite Party : Mr. Shyam Bihari Singh, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 16-07-2019 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner is languishing in custody since
14.06.2019 in a case for the offence registered under Sections
366(A)/34 of the IPC.

The prosecution story, in brief, is that on 14.04.2018
the daughter of the informant, namely, Laxmi Kumari, has taken
100 rupees and gone to purchase book but she did not return
back. She was being searched but did not trace out. Informant
suspected hand of five persons namely, Irfan Khan, Md. Danish
Ali Khan, Rashid Khan, Shahnawaz Khan and Saif Khan
(petitioner) and he went at their home and requested to return
his daughter but they refused to return her.



It has been submitted by learned counsel for the petitioner that the petitioner has got no criminal antecedent. There is no allegation of tampering with the witnesses alleged against the petitioner. The victim has been examined under Section 164 Cr. P.C. There is no allegation of any sexual or physical assault alleged against the petitioner. It is further submitted that the victim was travelling to different places but at no point of time she has protested the misconduct of the petitioner.

On behalf of the learned counsel for the State, it has been submitted that the petitioner is named in the 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 the learned Additional Sessions Judge-1st Kaimur at Bhabua, in connection with POCSO Reg. No. 19B-47A/2018, arising out of Bhabua P.S. Case No. 268 of 2018.

(Sudhir Singh, J)

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