

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.57423 of 2019

Arising Out of PS. Case No.-189 Year-2015 Thana- JALE District- Darbhanga

SUBHASH SAHNI Son of Satto Sahni Resident of Village - Malikpur, P.S.-
Jalley, District - Darbhanga.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Iqbal Asif Niazi

For the Opposite Party/s : Mr.Ramchandra Singh

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

3 27-11-2019 Heard the learned counsel for the petitioner and the
learned A.P.P. for the State.

This is an application for grant of anticipatory bail
in connection with Jalley PS case no. 189 of 2015 registered for
the offences punishable under Sections 363, 366-A, 379/37 of
Indian Penal Code and 4, 8, 10 and 12 of POCSO Act.

The allegation is regarding the accused persons
having kidnapped the minor daughter and niece of the
informant, however, subsequently, they are said to have returned
back and in their statement under Section 164 Cr.P.C., no
untoward incident is said to have been alleged against the
petitioner herein, however it was stated by the daughter of the
informant that she was having love affairs with co-accused
namely Pramod Sahni.



The learned counsel for the petitioner submits that the petitioner has been falsely implicated in the present case and as far as Pramod Sahni is concerned, he has already been granted bail by a co-ordinate Bench of this Court vide order dated 29.06.2016 passed in Cr. Misc. no. 12257 of 2016.

Having regard to the facts and circumstance of the case, I deem it fit and appropriate to admit the petitioner to the privilege of anticipatory bail. Accordingly, the abovenamed petitioner, in the event of his arrest or surrender before the court below within a period of six weeks from the date of receipt/production of a copy of this order, is directed to be released on anticipatory bail on furnishing bail bond of Rs. 10,000/- (Rs. Ten thousand) with two sureties of the like amount each to the satisfaction of learned 1st Additional Sessions Judge-cum-Special Judge (POCSO Act), Darbhanga in connection with Jalley PS case no. 189 of 2015 subject to the conditions as laid down under Section 438(2) of Code of Criminal Procedure.

(Mohit Kumar Shah, J)

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