

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.63787 of 2019**

Arising Out of PS. Case No.-277 Year-2019 Thana- MURLIGANJ District-
Madhepura

- =====
1. BABAR @ MD. BABAR Son of Md. Ilias Resident of Meergnj, Ward No. 11, P.S.- Murliganj, District - Madhepura
 2. Babool @ Babool Kumar Son of Devanand Paswan Resident of Meergnj, Ward No. 11, P.S.- Murliganj, District - Madhepura

... .. Petitioners

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioners : Mr. Uday Chand Prasad, Advocate.

For the Opposite Party: Mr. Nand Kishore Prasad, APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

2 04-12-2019 Heard learned counsel for the petitioners and learned
APP for the State.

2. The petitioners are in custody since 28.07.2019 in connection with Murliganj P.S. Case No. 277 of 2019 arising out of POCSO Case No. 38 of 2019 for the offences alleged under Sections 8 of the POCSO Act.

3. It is submitted that the petitioners have been falsely implicated and the accusation of molestation is general and vague in nature. The prosecution story is highly improbable as the same is said to have occurred at the door of the informant. The petitioner has already suffered almost four months in custody and claims clean antecedents.



4. Be that as it may, let the petitioner above named be released on bail on furnishing bail bond of Rs.10,000/-(ten thousand) with two sureties of like amount each to the satisfaction of learned Additional District Judge-1st, Madhepura in connection with Murliganj P.S. Case No. 277 of 2019 arising out of POCSO Case No. 38 of 2019, on the following conditions-

(i) That one of the bailors shall be a close relative of the petitioners.

(ii) That the petitioners shall not indulge in any similar offence till conclusion of the trial.

(iii) That the petitioners shall cooperate with the investigation, if not already concluded, and make themselves available as and when so required and in case of failure, the State shall be at liberty to move for cancellation of bail.

(iv) That the petitioners shall remain physically present in Court on each and every date during trial and in the event of failure on two consecutive dates without sufficient reason, their bail bonds shall be liable to be cancelled by the learned Court concerned.

(Vikash Jain, J)

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