

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.62125 of 2019

Arising Out of PS. Case No.-278 Year-2018 Thana- BAIRIYA District- West Champaran

Rupesh Das Son of Mahendra Das Resident of Village - Ahwar Sheikh, P.S. -
Majhauria, Distt - West Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Brij Kishor Mishra, Advocate

For the Opposite Party/s : Mr. Anuj Kumar Shrivastava, APP

CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

3 21-11-2019 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner seeks bail in connection with Bairiya
P.S. Case No. 278 of 2018, registered for offence punishable
under Sections 363, 366(a) and 379 of the Indian Penal Code
and Section 4 of the POCSO Act.

Learned counsel appearing on behalf of the petitioner
submits that the petitioner is innocent and has falsely been
implicated in the present case. Further submission is that the
petitioner is not named in the FIR. It appears from the FIR itself,
that the victim girl herself taken away gold jewellery and Rs.
10,000/-. He further submits that the name of the petitioner has
come for the first time in the statement recorded under Section
164 Cr.P.C without levelling any specific allegation. The



petitioner has no criminal antecedent and he is in custody since 22.07.2019.

Considering the facts and circumstances of the case and the submissions advanced on behalf of the parties, let the above-named petitioner 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 1st Additional District & Sessions Judge-cum-Special Judge (SC/ST/POCSO), Bettiah, West Champaran in connection with Bairiya P.S. Case No. 278 of 2018.

(Arvind Srivastava, J)

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