

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.63230 of 2019

Arising Out of PS. Case No.-126 Year-2019 Thana- DINARA District- Rohtas

Ratan Choudhary, S/o Late Khakhanu Choudhary, Resident of Village- Semo
Dihari, P.S.- Dinara, District- Rohtas (Sasaram).

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr. Rajiva Ranjan, Advocate

For the Opposite Party/s : Md. Fahimuddin, APP

CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL ORDER

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

The petitioner seeks bail in connection with
POCSO Case No.41 of 2019 arising out of Dinara P.S. Case
No.126 of 2019 registered under Sections 341, 323, 376, 504,
506 read with 34 of the Indian Penal Code and Sections 4 and 6
of the Protection of Children from Sexual Offences Act.

Considering that the victim was examined by a
Medical Board immediately after the occurrence of offence and
the board found the hymen intact and no spermatazoa dead or
alive was found and the statement of the victim recorded under
section 164 of the Code of Criminal Procedure also does not
fully corroborate the allegation made in the first information
report, the petitioner, who happens to be grand father of the



victim, is directed to be released on bail on furnishing bail bond of Rs.10,000/- (rupees ten thousand only) with two sureties of the like amount each to the satisfaction of learned 1st Additional District and Sessions Judge, Rohtas, Sasaram in connection with POCSO Case No.41 of 2019 arising out of Dinara P.S. Case No.126 of 2019.

(Ashwani Kumar Singh, J.)

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