

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.64416 of 2019

Arising Out of PS. Case No.-15 Year-2019 Thana- MAHILA P.S. District- Vaishali

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MUNESHWAR BHAGAT Son of Bishwanath Bhagat Resident of Village -
Rampur Shyamchand, P.S.- Raghopur, Distt - Vaishali.

... .. Petitioner/s

Versus

THE STATE OF BIHAR Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ramesh Kumar Choudhary

For the Opposite Party/s : Mr.Shantanu Kumar

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CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

2 13-11-2019 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner seeks bail in a case registered for
the offence under Sections 376(D)(A) of the Indian Penal
Code and Section 4 of the POCSO Act.

Learned counsel appearing for the petitioner
submits that the petitioner is innocent and has not
committed any offence. In fact, the doctor has examined the
informant as well as the petitioner and found no evidence of
recent sexual act, therefore, no case under Section 376 of the
Indian Penal Code is made out against the petitioner, the
medical examination report of informant and the petitioner
is annexed as Anneure-4 an 4/1. Moreover, the petitioner



has made accused on account of earlier enmity this fact is evident from Annexures-2 and 3. The petitioner is rotting in judicial custody since 03.05.2019.

Considering the facts and circumstances of the case, let the, above named, petitioner be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-1st -cum- Special Judge, Hajipur, Vaishali in connection with Mahila (Vaishali) P.S. Case No. 15 of 2019.

(Arvind Srivastava, J)

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