

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.67107 of 2019**

Arising Out of PS. Case No.-83 Year-2018 Thana- GAUNAHA District- West Champaran

1. PUJA KUMARI D/o Sri Baliram Sah Resident of Village - Gaunaha, Mani Tola, P.S.- Gaunaha, Distt.- West Champaran
2. Golari Devi W/o Sri Baliram Sah Resident of Village - Gaunaha, Mani Tola, P.S.- Gaunaha, Distt.- West Champaran
3. Pushpa Devi W/o Sri Ramchandra Sah Resident of Village - Gaunaha, Mani Tola, P.S.- Gaunaha, Distt.- West Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Umesh Chandra Verma  
For the Opposite Party/s : Mr.Ram Sevak Choudhary

**CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA**  
**ORAL ORDER**

2      24-10-2019                      This application, for grant of anticipatory bail, arises out of Gaunaha P.S. Case No. 83 of 2018, disclosing offences under Sections 341, 323, 376, 504 and 506 of the Indian Penal Code and Section 4 of the Protection of Children from Sexual Offences, Act.

Allegation as per F.I.R. is that co-accused committed rape upon the minor daughter of informant and when they went to make complain about the same, this petitioner said to have assaulted the informant.

Submission of learned counsel for the petitioners is that they have been made accused only because they happens to



be family member of co-accused against whom there is allegation of commission of rape on daughter of informant and the allegation that they assaulted the informant, is false and concocted.

Heard learned A.P.P. also.

Having heard both sides, in view of the above facts, this application is allowed. Let the petitioners, above named, in the event of their arrest or surrender before the court below within six weeks, be released on bail on furnishing bail bond of Rs. 25,000/- (Rupees Twenty five Thousand) each with two sureties of the like amount each to the satisfaction of learned 1<sup>st</sup> Additional Sessions Judge -cum-Special Judge, POCSO Act, West Champaran, Bettiah, in connection with Gaunaha P.S. Case No. 83 of 2018, subject to the condition laid down under Section 438 (2) of the Code of Criminal Procedure.

**(Vinod Kumar Sinha, J)**

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