

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.77431 of 2018

Arising Out of PS. Case No.-267 Year-2018 Thana- BAIKUNTHPUR District- Gopalganj

Kedar Sah, S/o Sukhdeo Sah, R/o Vill.- Dighwa Dubauli, P.S.- Baikunthpur,
District- Gopalganj.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr. Amitesh Kumar, Advocate
For the Respondent/s : Mr. Sadanand Paswan, APP

CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2/ 15-01-2019 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner seeks bail in **Baikunthpur P.S. Case No.267 of 2018** instituted for the offence under Section(s)376(B)(F)(f) Indian Penal Code, Section 4, 6, 8 and 10 of the POCSO Act and Section 3(i)(r)(w) 2 (va) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act.

Counsel for the petitioner submits that victim girl has given statement under Section 164 Cr.P.C., wherein, she has stated that petitioner was not present at the time of occurrence.

In the written report, it is stated that this petitioner took the victim inside the shop and closed the door from outside. Then Rupam Kumar and Durgesh Kumar committed



illegal act with her.

In this manner, from the First Information Report itself, it is apparent that victim has not levelled any specific allegation against the petitioner.

In the facts and circumstances of the case, prayer of the petitioner for grant of bail is allowed. Let the petitioner, above named, 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 **1st Additional Sessions Judge, Gopalganj**, in connection with **Baikunthpur P.S. Case No.267 of 2018**, subject to the condition that both the bailors shall be close relative of the petitioner.

(Sanjay Priya, J)

J. Alam/-

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