

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5594 of 2020

Arising Out of PS. Case No.-37 Year-2017 Thana- BAIRIYA District- West Champaran

Gaffar Gaddi S/o Sobrati Gaddi R/o village- Sareya, P.S.- Bairiya, District-
West Champaran

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr.Sanjay Kumar No 7, Advocate
For the Opposite Party : Mr.Ram Priya Sharan Singh, APP

CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL ORDER

2 28-02-2020 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner seeks pre-arrest bail in connection with
Bairiya P. S. Case No.37 of 2017 registered under Section 354B
of the Indian Penal Code and Section 12 of the Protection of
Children from Sexual Offences Act, 2012.

Considering the statement of the victim recorded
under Section 164 of the Code of Criminal Procedure wherein
she has not made any complaint against the petitioner, and the
final report submitted by the police on completion of
investigation showing lack of evidence differing with which the
learned Magistrate took cognizance of the offence, in the event
of arrest or surrender before the court below, the petitioner is
directed to be released on bail on furnishing bail bond of



Rs.10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned 1st Additional District and Session Judge-cum-Special Judge (SC/ST/POCSO), Bettiah, West Champaran in Bairiya P. S. Case No.37 of 2017, subject to the conditions as laid down under Section 438 (2) of the Code of Criminal Procedure.

(Ashwani Kumar Singh, J)

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