

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7534 of 2020

Arising Out of PS. Case No.-115 Year-2019 Thana- BEN P.S. District- Nalanda

Chintu Kumar S/o Babu Chanda Tanti Resident of Village- Mahmmadpur,
P.S.- Ben, Distt- Nalanda.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bishwa Bijay Kumar, Advocate
For the Opposite Party/s : Mr.Anil Kumar, A.P.P.

CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

2 03-03-2020 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

Petitioner in the present case is seeking anticipatory
bail in connection with Ben P.S. Case No. 115 of 2019
registered for the offences punishable under Sections 366(A)/34
of the Indian Penal Code and 8/12 POCSO Act.

Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in this
case. It is submitted that the petitioner is distantly related with
Deepak Kumar with whom the daughter of the informant has
solemnized the marriage.

Learned A.P.P. for the State has opposed the prayer for
bail.

Considering the facts and circumstances of this case,



wherein it is the submission of learned counsel for the petitioner that the daughter of the informant has solemnized marriage with Deepak Kumar the co-accused and has submitted an information in this regard in the court of learned Chief Judicial Magistrate, Bihar Sharif at Nalanda and that in course of her medical examination she was also found pregnant, this petitioner being a resident of another village and distantly related to said Deepak Kumar has been falsely implicated in this case, let the petitioner above named in the event of his arrest or surrender within a period of four weeks from today be enlarged on bail on furnishing bail bonds of Rs. 15,000/- (fifteen thousand) with two sureties of the like amount each to the satisfaction of learned C.J.M., Bihar Sharif, Nalanda in connection with Ben P.S. Case No. 115 of 2019, subject to the condition as laid down under Section 438 (2) of the Cr.P.C. i.e.

(i) a condition that the person shall make himself available for interrogation by a police officer as and when required;

(ii) a condition that the person shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police



officer;

(iii) a condition that the person shall not leave India
without the previous permission of the Court.

(Rajeev Ranjan Prasad, J)

vats/-

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