

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.15041 of 2020

Arising Out of PS. Case No.-218 Year-2019 Thana- DAUDPUR District- Saran

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RITESH KUMAR SAH S/o Dev Kumar Sah Resident of Village- Kohra
Bazar, P.S.- Daudpur, Distt- Saran at Chapra.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ram Binod Singh, Adv

For the Opposite Party/s : Mr.Rana Randhir Singh, APP

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

2 04-03-2020 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner seeks bail in a case registered for the
offences punishable under Sections 341,323,376(G),447,506/34
of I.P.C and Section 4/6 of POCSO Act.

The FIR would reveal that all the named accused
person including the petitioner committed gang rape against the
informant, a minor girl. However, in the statement under Section
164 Cr.P.C., the victim stated that three others had ravished her
whereas the petitioner and co-accused-Pankaj were keeping
hold on her at the time of occurrence. Investigation of the case
is already complete. There is no material to substantiate that
petitioner is going to tamper with the evidence or hamper the
trial.



Considering the contradictory statement of the victim regarding actual act of the petitioner, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.20,000/- (Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court below where the case is pending in connection with Daudpur P.S. Case No.218 of 2019, subject to the condition that both bailors shall be resident of territorial jurisdiction of the learned court below and further the petitioner shall fully cooperate with the trial of the case as well as the petitioner shall not leave the country without permission of the learned Trial Judge, failing which the court below shall be at liberty to cancel the bail bond of the petitioner.

(Birendra Kumar, J)

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