

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29295 of 2020

Arising Out of PS. Case No.-10 Year-2020 Thana- HATHIDAH District- Patna

Shailendra Paswan, aged about 28 years, Son of Late Radhey Paswan,
Resident of Village - Rami Bigha, P.S.- Asthawan, District - Nalanda.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr. Arshad Jameel Hashmi, Advocate
For the Opposite Party : Mr. Lalan Kumar, APP

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

2 10-11-2020 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor appearing on behalf of the State.

The petitioner is apprehending arrest in connection
with Hatidah P.S. Case No. 10 of 2020 (Special Case No. 27 of
2020) for offences under Section 354(B) of the Indian Penal
Code and Section 8 of POCSO Act.

Learned counsel appearing on behalf of the petitioner
would submit that the petitioner and the informant are relatives
and he has been falsely implicated in this case. He further
submits that there are contradictions in the versions of the FIR
and the statement of the victim girl made under Section 164 of
the Cr.P.C. Petitioner is in custody since 26.01.2020.

There is allegation of outraging the modesty of the
daughter of the informant forcibly.



Considering the fact that there are contradictions in the versions of the FIR and the statement of the victim girl made under Section 164 of the Cr.P.C. and the petitioner is in custody since 26.01.2020, the Court is inclined to grant bail to the petitioner subject to the condition that the petitioner has to deposit Rs.25,000/- in cash. On depositing the amount of Rs.25,000/-, let the petitioner, above-named 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 the Special Judge, POCSO, Patna in connection with Hatidah P.S. Case No. 10 of 2020 (Special Case No. 27 of 2020).

Deposit of Rs.25,000/- (Rupees twenty thousand) shall abide by final outcome of the instant criminal case.

(Anil Kumar Upadhyay, J)

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