

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.56503 of 2019

Arising Out of PS. Case No.-461 Year-2018 Thana- NATHNAGAR District- Bhagalpur

KUNDAN THAKUR Son of Prakash Thakur Resident of Badsahganj, P.S.-
Amarpur, District - Banka.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Praveen Kumar

For the Opposite Party/s : Mr.Pronoti Singh

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

4 03-03-2020 The petitioner seeks regular bail in connection with

Nathnagar (Madhusudanpur) P.S. Case No. 461 of 2018,

registered for offences punishable under Sections 376/34 of the

Indian Penal Code and section 4 of the POCSO Act.

Allegation against the petitioner is of establishing
physical relationship with the informant promising marriage but
he refused to marry her.

It has been submitted on behalf of the petitioner that
the F.I.R., itself shows that it is consensual relationship between
the parties and medical report disclose that the girl is more than
eighteen years of age and even chargesheet has not been
submitted under POCSO Act and petitioner has been in custody
since 11.06.2018.

Heard learned A.P.P. also.



Having heard both sides, in view of the above facts, let the petitioner above named, be released on bail on furnishing bail bonds of Rs. 25,000 (Rs. Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge -I, Bhagalpur -cum-Special Judge, POCSO Act, Bhagalpur, in connection with Nathnagar (Madhusudanpur) P.S. Case No. 461 of 2018, subject to the condition that petitioner will cooperate in disposal of trial and make himself available as and when required by the court below, failing which, the prosecution shall move for cancellation of his bail bonds.

(Vinod Kumar Sinha, J)

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