

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.63035 of 2019

Arising Out of PS. Case No.-44 Year-2019 Thana- ISHIPUR District- Bhagalpur

MD. ABDUL SALAM ANSARI @ ABDUL SALAM Son of Moyem
Resident of Village - Dadar, P.S.- Ishipur Barahat, District- Bhagalpur

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Tarun Prasad Mandal
For the Opposite Party/s : Mr.Mukeshwar Dayal

CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

4 24-01-2020 Heard learned counsel for the petitioner and learned
counsel for the State.

Petitioner apprehends his arrest in a case registered
under Sections 354, 354(B) of the Indian Penal Code and
Section 8 of Prevention of Child From Sexual Offence Act.

Informant has alleged in his written complaint that on
08.05.2019 at about 6:00 AM morning her minor daughter
Reshma Khatoon aged 15 years was going to attend her school
when Abul Salam started teasing his daughter and also pulled
her Dupatta and threatened that he will kill her father if she
refuses to talk with him.

It has been submitted on behalf of the petitioner
that he is innocent and has been falsely implicated in this case
due to village rivalry and animosity and his career will be ruined



if anticipatory bail is not granted to him. In view of the nature of allegation, no offence under Section 8 of POCSO Act and Section 354(B) would be made out. Allegation at best would constitute offence under Section 12 of POCSO Act and Section 354(A) of IPC. Petitioner has no criminal antecedent.

Considering the facts and circumstances of the case, prayer of anticipatory bail is allowed and petitioner named above in the event of arrest or surrender before the court below within four weeks from today, Petitioner is directed to be released on bail on furnishing bail bond of Rs. 20,000/- (Rupees twenty thousand) with two sureties of the like amount each to the satisfaction of learned court below, in connection with Ishipur Barahat P.S. Case No. 44 of 2019, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(S. Kumar, J)

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