

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.85158 of 2019

Arising Out of PS. Case No.-192 Year-2019 Thana- PALASI District- Araria

MD. IBRAHIM S/o- Nuruddin @ Amiruddin Resident of Village- Krour
Digli, P.S- Palasi, District- Araria.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Manish Kumar

For the Opposite Party/s : Mr. Shyameshwar Dayal

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

3 18-03-2020 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in a case registered for the
offence punishable under Section 376 of the Indian Penal Code
and Section 6/8 of the POCSO Act.

While the daughter of the informant was regressing
from his jute field, the petitioner caught hold her from the back,
dragged the cloth in her mouth and committed rape against her.

It is submitted by learned counsel for the petitioner
that no such occurrence as alleged ever took place. He has been
falsely implicated in this case due to previous enmity and dirty
village politics. The doctor, who has examined the victim, has
reported no internal or external injury on her private part and
also no spermatozoa either dead or alive found on her private



part. Moreover, the petitioner is a physically challenged person and has been languishing in custody since 16.06.2019.

Considering the facts aforesaid, the above named petitioner is directed to be enlarged 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 the learned 1st Additional Sessions Judge-cum-Special Judge, Araria in connection with Special (POCSO) Case No.31 of 2019, arising out of Palasi P.S. Case No.192 of 2019.

(Anjani Kumar Sharan, J)

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