

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.13329 of 2021**

Arising Out of PS. Case No.-147 Year-2020 Thana- TATARPUR District- Bhagalpur

Chandan Raj @ Rounit S/O- Om Prakash Bharti Resident Of Village- Dhobai,
P.S.- Tarapur, Distt- Munger.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Diwakar Upadhyaya
For the Opposite Party/s : Mr. Shyam Kishore Singh

**CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER**

2 09-08-2021 Heard learned counsel for the petitioner and learned A.P.P. for
the State through virtual court proceeding.

Learned counsel for the petitioner undertakes to remove the
defects within four weeks of resumption of normal court proceeding.
In the eventuality of non-removal of defects within undertaken
period, the office will place the matter before the Bench.

The petitioner seeks bail in connection with POCSO Case No.
118 of 2020 (arising out of Tatarpur P.S. Case No. 147 of 2020)
registered for the offence punishable under Sections 3, 4, 5 Immoral
Traffic (Prevention) Act, 1956 and Section 08 POCSO Act.

As per the prosecution case, allegation against the petitioner is
that petitioner with one another co-accused person were caught and
arrested by the police from a hotel in objectionable condition with
girls.

It is submitted by learned counsel for the petitioner that
petitioner has falsely been implicated in this case and has not



committed any offence as alleged in the FIR. He submits that the petitioner is a young student and gone to *Bhagalpur* for taking tuitions but his work could not be completed and therefore, he had to stay in a hotel in *Bhagalpur*. He submits that while he was staying in hotel a raid was made by the police and petitioner was caught totally on suspicion. He further submits that similiary situated co-accused has been granted bail *vide* order dated 22.07.2021 in Cr. Misc. No. 9577 of 2021 by a Co-ordinate Bench of this Court. The allegation levelled against the petitioner is not specific rather general and omnibus in nature. The petitioner has no criminal antecedent and has been languishing in custody since 08.10.2020.

Learned APP for the State opposed the bail petition.

Considering the facts aforesaid and the fact that similiary situated co-accused person has already been granted bail, the above named petitioner is directed to be enlarged on bail, on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/successor court in connection with POCSO Case No. 118 of 2020 (arising out of Tatarpur P.S. Case No. 147 of 2020).

(Anjani Kumar Sharan, J)

GAURAV S./-

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