

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23321 of 2020

Arising Out of PS. Case No.-99 Year-2019 Thana- MAHILA P.S. District- Siwan

ANIL GIRI, S/o Late Sudarshan Giri, Resident of Village- Bhadaur, P.S.-
Siswan (Chainpur O.P.), District- Siwan

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ranjeet Kumar Pandey, Advocate

For the Opposite Party/s : Mr. P. K. Pandey, APP

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

3 09-02-2021 Heard learned counsel for the petitioner and the State.

The petitioner is apprehending arrest in connection with Siwan (Mahila) P.S. Case No. 99 of 2019 for the offence under Sections 341, 354, 506 of the Indian Penal Code and Section 6 (xii) of POCSO Act.

Learned counsel for the petitioner submits that the present case is counter blast of the complaint case filed by the mother of the petitioner, namely, Masomat Nirmala Kunwar, in relation to non-refund of loan amount by the father of the informant. He further submits that the petitioner is residing at Delhi with his family and he is working in a private company for livelihood. He further submits that on the date of occurrence petitioner was not present in the village, but he was at Delhi in connection with discharge of his duty in the Company.

Considering the aforesaid facts and circumstances of



the case, the petitioner named above, in the event of arrest or surrender before the court below within one month from today, is directed to be released on bail on furnishing bail bonds of Rs.25,000/- (Rupees twenty five thousand) with two sureties of the like amount each to the satisfaction of Additional Chief Judicial Magistrate-V, Siwan in connection with Siwan (Mahila) P.S. Case No. 99 of 2019 subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

The petitioner shall deposit Rs.25,000/- (Twenty five thousand) cash in the court below and the same shall abide by the final outcome in the trial i.e. if the petitioner is acquitted the amount of Rs.25,000/- shall be refunded in favour of the petitioner, otherwise it shall be forfeited.

(Anil Kumar Upadhyay, J)

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