

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31442 of 2020

Arising Out of PS. Case No.-59 Year-2019 Thana- RAJPUR District- Rohtas

=====

UMESH SAH Son of Late Heera Sah Resident of Village- Rajpur, P.S.-
Rajpur, District- Rohtas.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr.Ajay Kumar Tiwari
For the Opposite Party/s : Mr. C. Jawahar, APP

=====

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

6 30-06-2021 Heard learned counsel for the petitioner and learned
APP for the State through virtual mode.

The petitioner seeks bail in a case instituted for the
offences under Sections 302, 201, 34 of the and 4 and 6 of the
POCSO Act in which section 376 IPC was added later on.

The earlier bail application of the petitioner was
rejected vide Annexure-1 to the present application.

It has been submitted on behalf of the petitioner that
the petitioner is in custody since 17.6.2019 and has got no
criminal antecedent. There is no allegation of tampering of
witnesses alleged against the petitioner. Charge has already been
framed in this case. The informant has already been examined in
course of trial as P.W.-3. His deposition and deposition of other
prosecution witnesses are Annexure-4 series to the present



application. The informant has retracted from earlier statement and has stated that due to mistake of fact, the present case has been instituted.

On behalf of the State, it is submitted that the petitioner is named in the F.I.R.

Considering the deposition of the witnesses including the informant and also the lockdown, it is directed that the petitioner, above named, be released on bail on his personal bond to the satisfaction of learned 1st Additional District & Sessions Judge, Rohtas at Sasaram in connection with POCSO Case No. 88/2019 arising out of Rajpur P.S. Case No. 59/2019.

Once the normalcy is restored, the petitioner shall furnish bail bonds of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each within a period of eight weeks to the satisfaction of the Court concerned in connection with the aforesaid case.

(Sudhir Singh, J)

Pankaj/-

U		T	
---	--	---	--

