

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29726 of 2020

Arising Out of PS. Case No.-1 Year-2018 Thana- BAKHARI District- Begusarai

ASHOK KHALIFA Son of Late Jamshed Khalifa @ Late Jameed Khalifa
Resident of Village - Nadail Ghat, P.S.- Bakhri, District - Begusarai.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. N.K. Agrawal, Sr. Advocate Mr. Pushpendra Kumar Singh
For the Opposite Party/s	:	Mr. C. Jawahar, APP

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 06-01-2021 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in a case instituted for the offences under Sections 366, 372,, 373 of the Indian Penal Code and 6 of Immoral Traffic (Prevention) Act, 1956 and subsequently it was converted under sections 370, 328, 323/34, 366(A),, 372, 373 of the Indian Penal Code and 4 of POCSO Act and sections 5 and 6 of Immoral Traffic Act.

The prosecution case in short is that the accused persons forced the victim to indulge in flesh trading from where the victim anyhow escaped.

It has been submitted on behalf of the petitioner that the petitioner is in custody since 11.07.2020 and has got no



criminal antecedent. There is no allegation of tampering of witnesses alleged against the petitioner. Charge-sheet has been submitted in the present case. The petitioner has been made accused due to mistake of fact. The allegation is of running brothel is denied by the petitioner. For oblique reasons, the petitioner has been made accused in the present case by the local administration. The case has been instituted after four years of the occurrence. The delay in lodging the F.I.R. has not been explained by the prosecution.

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

Considering the aforesaid facts and circumstances, it is directed that the petitioner, above named, be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge (POCSO Act)-cum- Additional Sessions Judge- VI, Begusarai in connection with POCSO Case No. 19 of 2018 arising out of Bakhri P.S. Case No. 01 of 2018.

(Sudhir Singh, J)

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