

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.37810 of 2020

Arising Out of PS. Case No.-111 Year-2020 Thana- KHODAWANDPUR District- Begusarai

MD. ZIYAUL ISLAM S/o Md. Zubair Alam Resident of Village-Ajni, Ward
No.08, P.S.-Khodwandpur, District-Begusarai.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner	:	Mr. Sandip Kumar Gautam, Advocate
For the State	:	Mr. Choubey Jawahar, APP
For the informant	:	Mr. Shakil Ahmad Khan, Advocate

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 15-03-2021 Heard learned counsel for the petitioner, learned APP
for the State and learned counsel for the informant.

The petitioner seeks bail in a case registered under
Sections 376, 504, 506, 34 of the Indian Penal Code and Section
4 of POCSO Act.

Allegation is that the petitioner committed rape upon
the victim.

It has been submitted on behalf of the petitioner that
the petitioner is in custody since 30.06.2020 and has got no
criminal antecedent. Charge sheet has been submitted in this
case. There is no allegation of tampering of witnesses alleged
against the petitioner. The petitioner has falsely been implicated
in the present case. From perusal of paragraph Nos.43, 44 and



45 of the case diary, it is evident that the present case has been instituted due to property dispute. The medical examination report of the victim does not support the allegations made in the F.I.R.

On behalf of the State and learned counsel for the informant, it is submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, let 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 2020 arising out of Khodawandpur P.S. case No.111 of 2020.

(Sudhir Singh, J)

Narendra/-

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