

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4027 of 2021

Arising Out of PS. Case No.-09 Year-2020 Thana- MAHILA PS District- Katihar

MD. KOHINUR ALIAS MD KOHINOOR SON OF LATE ILYASH
RESIDENT OF VILLAGE GOBRAGHAT PO PHULHARA POLICE
STATION MANSABI, DISTRICT-KATIHAR Petitioner/s

Versus

THE STATE OF BIHAR Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ashok Kumar

For the Opposite Party/s : Mr.A.L. Pandit

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

3 08-04-2021 Heard learned Counsel for the petitioner and learned
Additional Public Prosecutor for the State, through video
conferencing.

The petitioner seeks regular bail in connection with
Mahila Police Station Case No. 09 of 2020, registered for the
offence punishable under Section 354-B of the Indian Penal
Code.

The allegation, as per the First Information Report, is
that the petitioner tried to outrage the modesty of the grand
daughter of the informant.

Learned Counsel for the petitioner submits that the
petitioner has not committed any offence in the manner alleged
and he has falsely been implicated in this case due to the reason
that a loan of Rs. 50,000/- was taken from the petitioner by the
informant and when the petitioner demanded his money back,



the present false case has been lodged against the petitioner. He next submits that from perusal of the impugned order, it appears that the statement of the victim girl was not recorded under Section 164 of the Code of Criminal Procedure, 1973. He next submits that the victim girl is aged about 26 years and the petitioner is aged about 52 years. He further submits that the petitioner is in custody since 03.07.2020 and charge sheet has been submitted against the petitioner, and as such, there is no chance of the petitioner being abscond or tamper with the evidence.

Having heard learned Counsel for the parties and taking into consideration the materials on record, the nature of allegation and the fact that the petitioner is in custody since 03.07.2020, I am inclined to grant regular bail to the petitioner.

This application is, accordingly, allowed.

Let the petitioner, above named, be released on bail, upon furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Katihar, in connection with Mahila Police Station Case No. 09 of 2020.

Prabhakar Anand/-

(Anil Kumar Sinha, J.)

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