

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.12613 of 2021

Arising Out of PS. Case No.-96 Year-2018 Thana- INDUSTRIAL District- Bhagalpur

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BANTI @ SUDHANSHU KUMAR Son of Dev Chandra Singh Resident of
Village - Karna, Post - Parbatta, P.S. - Parbatta, District - Khagaria.

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR
2. Superintendent of Police Bihar.
3. Union of India through Central Home Secretary, govt. of India, New Delhi.
New Delhi.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr.Indradeo Prasad, Advocate
For the C.B.I.	:	Mr.Sourendra Pandey, S.C.

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CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

7 23-11-2022 Let the defects, as pointed out by the office, be

removed within four weeks of starting of Court proceeding in

physical mode in normal course.

Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner is apprehending his arrest in a case
registered for the offences under Sections 75,82 of Juvenile
Justice Act, 2015.

Learned counsel for the petitioner submits that the
petitioner has clean antecedent. He has falsely been
implicated in the present case only on the basis of suspicion.



Further submits that the N.G.O. was run by the sister of the petitioner. Further submits that the petitioner has no concern at all with the N.G.O. in question and he has no role to interfere the day to day affair in the N.G.O. in question. Further submits that the statement of the several victim was recorded under Section 164 Cr.P.C. in which they are not disclosed the name of the petitioner so petitioner deserves for anticipatory bail.

On the other hand, Mr. Sourendra Pandey, learned counsel for the C.B.I., on the basis of the material available on the record and the case diary, has opposed the prayer for anticipatory bail of the petitioner and submits that the clear and clinching evidence against the petitioner and the boy inmates house at Boy's Children Home, Bhagalpur have disclosed the name of the petitioner before the Investigating Officer of the case and also before the experts of the National Institute of Mental Health and Neuro-Sciences, Bengaluru on 24.06.2019. Further submits that Boy's Children Home narrated all the story against the petitioner and he also sexually abused the boys of the N.G.O.

Considering the aforesaid facts, I am not inclined to enlarge the petitioner on anticipatory bail in connection with



Industrial Area Bhagalpur P.S. Case No.96 of 2018 pending
in the court of learned Special Judge, (POCSO), Bhagalpur.

Prayer is refused.

(Rajesh Kumar Verma, J)

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