

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.15122 of 2022**

Arising Out of PS. Case No.-546 Year-2021 Thana- GAYA KOTWALI District- Gaya

MD FIROZ ALAM @ FIROZ SHAH @ MD FIROZ KHAN, Son of Md. Faiyaz Alam @ Md. Faiyaz Resident of Village - Ramshila Waris Nagar, P.s.- Kotwali, Distt.- Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ujjawal Kumar Singh

For the Opposite Party/s : Mr.Md. Mushtaque Alam

CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH SINGH

ORAL ORDER

2 12-07-2022 Learned counsel for the petitioner is permitted to remove defect (s), as pointed out by the office, if any, within a period of four weeks on resumption of physical mode.

Heard learned counsel for the petitioner and learned APP for the State.

The petitioner has preferred this application for grant of regular bail in a case registered under section 448, 341, 323, 354(A)/34 of the Indian Penal Code and Section 8/12 of the POCSO Act.

Allegation against the petitioner is to unbutton the pant of the victim girl aged about 8 years and to insert his hand in objectionable part of the body of the victim.

Learned counsel for the petitioner has submitted that



the petitioner is innocent and has falsely been implicated in this case. . The Petitioner has clean antecedent as stated at para 3 of the bail petition. The petitioner is in custody since 10.12.2021. There is also a land dispute between the parties. The petitioner is the son of the Bhaipur of the informant. It is a case of molestation.

Learned A.P.P. for the State has opposed the bail petition of the petitioner.

Considering the aforesaid facts and circumstances, the petitioner above-named, is directed to be enlarged on bail on his furnishing bail-bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge POCSO-cum-ADJ-VI, Gaya in connection with Kotwali P.S. Case No.546 of 2021.

The application stands allowed.

(Chandra Prakash Singh, J)

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