

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.34714 of 2021

Arising Out of PS. Case No.-60 Year-2021 Thana- SAHAR District- Bhojpur

Shri Bhagwan Saw @ Bhagwan Saw S/O Late Ram Prasad Saw R/O Village-
Barhi Kharaon, P.S.- Sahar, Distt.- Bhojpur

... .. Petitioner/s

Versus

1. The State Of Bihar
2. Ramjeet Ram, S/o Ram Lagan Ram, R/o Village Badki Kharaon, Bathani
Tola, P.S. Sahar, Distt. - Bhojpur.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rajendra Nath Sinha
For the Opposite Party/s : Mr.Md. Fahimuddin

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

5 24-03-2022 Heard learned counsel for the petitioner and learned

A.P.P. for the State. Despite valid service of notice, nobody has

appeared on behalf of opposite party no. 2.

The petitioner seeks bail in a case registered for the
offence under Section 341, 354(B), 376, 511 of the Indian Penal
Code, Section 8 of the POCSO Act and Sections 3(1)(r)(s) / 3(2)
(va) of S.C./S.T. Act.

As per the prosecution case, the minor daughter of the
informant went to attend the call of nature in the *badhar* of
village, all of a sudden, this petitioner came there and made
attempt to commit rape with her and when she raised alarm,
some villagers came there and this petitioner fled away from
there.



It is submitted on behalf of petitioner that present case has been lodged as per instance of present Mukhiya. There is no eye-witness to the occurrence and entire allegation is absurd and concocted. Petitioner has got clean antecedent and he is in custody since 06.03.2021.

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

Considering the aforesaid facts and circumstances as well as period of custody, the bail petition of petitioner is allowed. Let the above named petitioner be released on bail on furnishing bail-bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge VI cum Special Judge, POCSO, Bhojpur at Ara in connection with POCSO Case No. 21 of 2021, arising out of Sahar P.S. Case No. 60 of 2021.

(Prabhat Kumar Singh, J)

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