

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.47091 of 2021

Arising Out of PS. Case No.-87 Year-2021 Thana- NIRMALI District- Supaul

MD ALAM Son of Late Abdul Sattar Resident of Village - Balasingamoti
(Ward No.05), P.S.- Nirmali, Dist.- Supaul.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Arun Kumar Jha, Advocate

For the Opposite Party/s : Mr. Madhura Nand Jha, APP

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

3 08-03-2022 Heard learned counsel for the parties.

The petitioner has preferred this application for grant of regular bail in a case registered under sections 366A of the Indian Penal Code and section 8 of the POCSO Act.

As per the prosecution case, the four named accused persons including the petitioner herein are stated to have misbehaved with the wife and minor daughter of the informant.

It is submitted by learned counsel for the petitioner that the petitioner has been falsely implicated in the case. The daughter of the informant was examined by the doctor and as per the medical report her age is said to be approximately between 17-19 years. She is a major. It is further submitted that in her statement under section 164 Cr.P.C., the daughter of the informant has not supported the prosecution case and has stated



that she would marry the petitioner soon. The petitioner is in custody since 2.6.2021 and has no criminal antecedent.

Heard learned APP for the State.

Having heard learned counsel for the parties and taking into consideration the facts of the case, the contents of the statement of the daughter of the informant under section 164 Cr.P.C. and investigation in the case having concluded , the petitioner is directed to be enlarged on bail in connection with POCSO Case no. 32 of 2021 (arising out of Nirmali P.S. Case no. 87 of 2021) on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Additional Sessions Judge VI – cum – Special Judge, POCSO Court, Supaul.

(Partha Sarthy, J)

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