

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.57997 of 2021

Arising Out of PS. Case No.-34 Year-2021 Thana- MAHILA P.S District- Supaul

SANTOSH TANTI @ SANTOSH CHANDRA BHARTI Son of Sri Shambhu
Tanti Resident of Village- Sukmarpur, Ward No. 03, P.S.- Supaul, District-
Supaul.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Pramod Mishra

For the Opposite Party/s : Mr.Md. Matloob Rab

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

2 04-07-2022 Learned counsel for the petitioner is directed to

remove all the defects pointed out by the Stamp Reporter within

one month.

Heard learned counsel for the petitioner as well as

learned APP for the State.

The petitioner apprehends his arrest in connection

with Supaul P.S. Case No. 34 of 2021, registered for the

offences punishable under Sections 376, 341, 323, 506, 34 of

the Indian Penal Code and Section 4 of Protection of Children

from Sexual Offences (POCSO) Act.

As per allegation, the present petitioner committed

rape upon the prosecutrix on 01.04.2021 at about 8.00 p.m.

Learned counsel for the petitioner has submitted that



one day before the alleged occurrence the father of the petitioner lodged Complaint Case No. 236 of 2021 against the family members of the informant including herself and the present case has been lodged with false allegation only due to that complaint case. Learned counsel for the petitioner has also submitted that one month prior to the occurrence the petitioner's father lodged informatory petition in the Court of SDM, Supaul mentioning therein that there is apprehension of false implication of the petitioner's family as family member of the informant one Ranjana Devi had already lodged a false case against the petitioner's family.

It is evident from Annexure-3 that the petitioner's father has already lodged a complaint petition against the informant and her family members one day prior to the occurrence and the present case appears to be counter blast of that case and also considering that the petitioner is a person of clean antecedents, let the petitioner, in the event of his arrest or surrender within four weeks before the learned court below, be released on anticipatory 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 District & Sessions Judge-POCSO, Supaul in connection with Supaul Mahila P.S.



Case No. 34 of 2021, subject to the conditions as laid down under Section 438(2) Cr.P.C.

Office shall ensure that all defects are removed by the petitioner within the stipulated time provided in para-1 hereinabove, failing which the matter shall be brought to the notice of this Court.

(Nawneet Kumar Pandey, J)

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