

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.63292 of 2021

Arising Out of PS. Case No.-97 Year-2019 Thana- MOKAMAH District- Patna

1. Komal Kumari D/O Ramkeshwar Yadav Resident Of Kamar Tola Durgapur, P.S. Khagariya (Muffasil), District - Khagaria. At Present C/O Late Narayan Pd. Rai Resident Of Mekra Dih, P.S. Mokama, District - Patna.
2. S.P. @ Ranbir Kumar S/o Ramkeshwar Yadav Resident of Kamar Tola Durgapur, P.S. Khagariya (Muffasil), District - Khagaria. At present C/o Late Narayan Pd. Rai resident of Mekra Dih, P.S. Mokama, District - Patna.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rajesh Shankar Sinha
For the Opposite Party/s : Mr.Abhay Kumar Roy

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 01-08-2022 Heard learned counsel for the petitioners and

learned APP for the State.

The petitioners are apprehending their arrest in

a case registered for the offences punishable under

Sections 363, 366(A)/34 of the Indian Penal Code. Later

on Section 376(DA) I.P.C and Section 4 of the POCSO

Act was also added.

Learned counsel for the petitioners seeks

permission to withdraw the petition with regard to

petitioner No. 2 namely S.P. @ Ranbir Kumar.



Permission is accorded.

Accordingly, the petition with respect to petitioner No. 2 is dismissed as withdrawn.

It is alleged that minor daughter of the informant has been eloped by the petitioners and others.

It is submitted by learned counsel for the petitioner No. 1 that she was not named in the F.I.R. The allegation against the petitioner is that she went along with the victim to the market from where Bittu and S.P. 2 Ranbir Kumar took her to Bhagalpur where one Raju forcibly committed rape upon her. It is further submitted that petitioner No. 1 is unmarried girl and she had no intention to commit any offence against the victim.

In the facts and circumstance of the case, let the petitioner No. 1, above named, in the event of her arrest or surrender before the Court below within a period of four weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/-



(Ten Thousands) with two sureties of the like amount each to the satisfaction of learned Special Judge, POCSO, Patna in connection with Mokama P.S. Case No. 97 of 2019, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Sunil Kumar Panwar, J)

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