

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18589 of 2023**

Arising Out of PS. Case No.-483 Year-2022 Thana- BELAGANJ District- Gaya

Deena Paswan, Son Of Mantu Paswan R/O Simra, Siri Pur, P.S.- Khizersarai,
District - Gaya, Bihar

... .. Petitioner/s

Versus

1. The State of Bihar
2. Ram Nandan Paswan, Son of Late Ramotar Paswan R/O Simra, P.S.-
Belaganj, District - Gaya

... .. Opposite Party/s

Appearance :

For the Petitioner/s :	Mr. Surendra Kumar Singh
For the Opposite Party/s :	Mr. Uday Pratap Singh
	Mr. Avind Kumar Singh
	Mr. Mukul Jee

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

3 21-07-2023 1. Heard learned counsel for the petitioner, learned
counsel for the informant and learned APP for the State.

2. The petitioner seeks bail in anticipation of his
arrest in a case registered for the offences punishable under
Sections 354(A)/504, 506/ 34 of the Indian Penal Code and
Section 8 of the POCSO Act.

3. The learned counsel for the petitioner submits
that the petitioner is a person with clean antecedent and the
informant alleges that the petitioner along with Dharamveer
Paswan intercepted his daughter while she was coming back
from school on 03.09.2022 and molested her.



4. The learned counsel for the petitioner submits that petitioner has been falsely implicated in the present case. It is next submitted that from perusal of the F.I.R., it would manifest that the date of occurrence is 03.9.2022, the F.I.R. was instituted on 06.09.2022 and the same reached the Court on 12.09.2022, which further cast an aspersion on the case of the prosecution. It is next submitted that if what has been alleged is true, then the F.I.R. ought to have been instituted promptly.

5. The learned A.P.P. along with learned counsel for the informant opposes the bail application, but are not in a position to rebut the submission of the learned counsel for the petitioner that there is a delay in instituting the F.I.R. and the F.I.R. reached the Court after the delay of six days.

6. Considering the submissions made by the learned counsel for the petitioner, the petitioner, above-named, in the event of his arrest or surrender before the learned Court below within a period of six weeks, is directed to be released on bail on his furnishing bail-bonds in the sum of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of



the like amount each to the satisfaction of the learned
Additional District & Sessions Judge-6th-cum-Special Judge,
POCSO Act, Gaya in connection with Belaganj P. S. Case
No.483 of 2022, subject to the conditions laid down under
Section 438(2) of the Cr.P.C.

7. The application stands allowed.

(Satyavrat Verma, J)

vikash/-

U		T	
---	--	---	--

