

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.19192 of 2023

Arising Out of PS. Case No.-388 Year-2022 Thana- SULTANGANJ District- Patna

Md Sahid Son Of Late Md. Farukh Resident Of Village- Khanmirza Nimtal.
Ps- Sultanganj Distt- Patna

... .. Petitioner/s

Versus

1. The State of Bihar
2. Guriya Parveen D/O Md. Rasid Khan Resident Of Village- Khanmirza Nimtal. Ps- Sultanganj Distt- Patna

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Md. Soban Asghar
For the Opposite Party/s : Mr.Binod Kumar

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 24-06-2023 Heard learned counsel for the petitioner and

learned APP for the State.

The petitioner is languishing in custody in a case registered for the offences punishable under Section 376 of the Indian Penal Code and Section 4 of the POCSO Act.

It is alleged against the petitioner that he lured the minor daughter of the informant aged about 13 years to his house and committed rape on her. He also threatened the victim not to disclose the matter to anyone.



It is submitted by learned counsel for the petitioner that petitioner is innocent and he has falsely been implicated in this case. The victim girl in her 164 Cr.P.C statement has not alleged any sexual assault against the petitioner. The petitioner is languishing in custody since 26.10.2022. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent.

Considering the facts aforesaid and the period under custody, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousands) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-VII-cum-Exclusive Special Court (POCSO Act), Patna in connection with Special Case No. 47 of 2023, arising out of Sultanganj P.S. Case No. 388 of 2022.

(Sunil Kumar Panwar, J)

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