

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.22528 of 2023

Arising Out of PS. Case No.-451 Year-2022 Thana- NAANPUR District- Sitamarhi

MD. DANISH @ MD. DANISH IQBAL Son of Md. Nazre Alam Resident of
village and P.O.-Nanpur (Uttari), P.S. Nanpur, District-Sitamarhi

... .. Petitioner/s

Versus

THE STATE OF BIHAR Patna

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ashhar Mustafa

For the Opposite Party/s : Mr. Shailendra Kumar

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

3 04-08-2023 Heard the learned counsel for the petitioner and
learned APP for the State.

2. Let the defect(s), if any, be removed within a period
of four weeks from today.

3. The petitioner seeks bail in connection with Nanpur
P.S. Case No. 451 of 2022 registered for the offence under
Sections 341, 323, 379, 354, 376, 504 and 506 read with Section
34 of the Indian Penal Code and under Section 8 of POCSO Act.

4. As per the prosecution, the petitioner is said to have
committed rape upon a minor girl, though, in the medical
examination the girl has been found to be major.

5. Learned counsel for the petitioner submits that in
the medical examination report, there is no sign of internal or
external injury.



6. Learned counsel for the petitioner further submits that the petitioner is a qualified engineer and was working from home and his presence cannot be found in the P.O. village as his work place is 8 Kms. away from his village and the petitioner has filed an application in the Court below for examination of the CDR.

7. Learned A.P.P. has vehemently opposed the prayer for bail.

8. Considering the aforesaid facts, this application for regular bail is allowed.

9. Let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Additional Sessions Judge-VI-cum-Special Judge (POCSO Act), Sitamarhi in connection with Nanpur P.S. Case No. 451 of 2022.

(Sandeep Kumar, J)

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