

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.33775 of 2023

In
CRIMINAL APPEAL (SJ) No.355 of 2023

Arising Out of PS. Case No.-92 Year-2021 Thana- KUSHESHWARASTHAN District-
Darbhanga

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1. DEV KUMAR RAY @ DEVA ROY @ DEV KUMAR Son of Sri Kedar Rai
Resident of village-Dih Kalna, P.O.-Aurahi, P.S.-Kusheshwar Asthan,
District-Darbhanga
 2. RAHUL KUMAR @ RAHUL RAI Son of Ramavtar Rai Resident of
village-Dih Kalna, P.O.-Aurahi, P.S.-Kusheshwar Asthan, District-
Darbhanga

... .. Petitioner/s

Versus

1. The State of Bihar
2. LAKMI KUMARI Daughter of Horil Paswan Resident of village-Dih Kalna,
P.S.-Kusheshwar Asthan, District-Darbhanga

... .. Opposite Party/s

Appearance :

For the Petitioner/s :	Mr.Santosh Kumar
For the Opposite Party/s :	Mr.Sadanand Paswan

CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

5 19-05-2023 Heard learned counsel for the petitioners and learned
counsel for the State.

Petitioners apprehend arrest in connection with
Kusheshwar Asthan P.S. Case No. 92 of 2021 registered for the
offence under sections 376/34 of the Indian Penal Code,
sections 4 and 6 of the POCSO Act, section 67B of the I.T. Act
and section 3(2)(v) of the SC/ST (POA) Act.

Learned counsel for the petitioner submits that
petitioners have not committed any offence as alleged in the



first information report and they have been falsely implicated in this case. As a matter of fact, the police after investigation has submitted final form finding no evidence against these petitioners, as is evident from Annexure-2. Petitioners have no criminal antecedent.

Considering the facts and circumstances of the case and the submissions advanced on behalf of the parties, the petitioners, above named, are directed to be released on bail on furnishing personal bond to the satisfaction of Special Judge POCSO, Darbhanga in connection with Kusheshwar Asthan P.S. Case No. 92 of 2021 subject to the conditions as laid down under section 438(2) of the Code of Criminal Procedure.

(Arvind Srivastava, J)

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