

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.44590 of 2023

Arising Out of PS. Case No.-41 Year-2023 Thana- PURAINI District- Madhepura

Ritesh Kumar Son Of Late Kapil Dev Poddar Resident Of Village- Puraini @
Purani, Ps- Puraini, Distt- Madhepura

... .. Petitioner/s

Versus

The State of Bihar BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bam Bahadur Jha

For the Opposite Party/s : Mr.Tapeshwar Sharma

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 26-07-2023 Heard the learned counsel for the petitioner and
learned APP for the State.

2. The petitioner seeks bail in connection with
Puraini P.S. Case No. 41 of 2023 registered for the offence
under Sections 376/34 of the Indian Penal Code.

3. As per the prosecution case, the petitioner along
with other co-accused took the minor daughter of the informant
in maize field where co-accused Vikas Kumar committed rape
upon the victim.

4. Learned counsel for the petitioner submits that
the petitioner is in custody since 22.02.2023, petitioner is quite
innocent and has committed no offence and he has falsely been
implicated in this case.

5. Learned counsel for the petitioner further



submits that co-accused namely *Chhotu Kumar* has been granted bail by a co-ordinate Bench of this Court vide order dated 03.07.2023 passed in Cr. Misc. No. 36783 of 2023.

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

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

8. 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 Addl. Sessions Judge-VI-cum-Special Judge, POCSO, Madhepura/concerned Court below in connection with Puraini P.S. Case No. 41 of 2023.

(Sandeep Kumar, J)

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