

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.50628 of 2023

Arising Out of PS. Case No.-36 Year-2023 Thana- GAIGHAT District- Muzaffarpur

MD. TAJMUL @ MOHAMMAD TAJMUL S/O MD. BASIR RESIDENT
OF VILLAGE- RAMNAGAR, PS- GAIGHAT, DISTRICT-
MUZAFFARPUR

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Masoom Alam

For the Opposite Party/s : Mr.Parmanand Kumar

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

4 11-09-2023 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for regular bail in a case
instituted for the offence under Section 354B of the Indian Penal
Code and Sections 4,6 and 8 of the POCSO Act.

3. The allegation against the petitioner is of outraging
the modesty to the informant.

4. It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. He has
committed no offence. Petitioner is the own step-father of the
victim. There has been delay of 9 days in lodging the FIR. The
statement of the victim recorded u/s 164 of the Cr.P.C. in which
she stated that this petitioner only assaulted her. There is no



complaint with regard to sexual abuse/misbehave against the petitioner to the victim girl. Petitioner has got no criminal antecedent as stated in para-3 of the bail petition. He is languishing in judicial custody since 24.01.2023.

5. The application for bail is opposed by learned APP for the State.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as period of custody, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned Court below in connection with Gaighat P.S. Case No. 36 of 2023.

(Sunil Kumar Panwar, J)

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