

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.53752 of 2023

Arising Out of PS. Case No.-141 Year-2023 Thana- MOHANIYA District- Kaimur (Bhabua)

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BABLOO KUMAR SON OF LATE VIJAY RAM @ BIJAY KUMAR RAM
RESIDENT OF VILLAGE - MOHANIA, WARD NO.7, STUWARGANJ,
P.S. - MOHANIA, DISTRICT - KAIMUR (BHABUA)

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Shashikant

For the Opposite Party/s : Mr.Harendra Prasad

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 31-10-2023 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for bail in a case registered
for the offence punishable under Section 376 of the Indian Penal
Code and Section 4 of the POCSO Act.

3. It is a case of commission of rape with minor
victim/informant by the petitioner.

4. Learned counsel appearing on behalf of the petitioner
has submitted that petitioner is innocent and has committed no
offence. The victim girl in her statement recorded U/s 164 of
Cr.P.C. stated that three boys had committed wrong with her but
she did not disclose the specific name of the petitioner. During
trial, victim girl (P.W.-1) was declared hostile and she did not
support the prosecution case. A statement has been made in para 3



of the petition that petitioner has no criminal antecedent. Petitioner is languishing in judicial custody since 28.02.2023.

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 Special Judge, POCSO-cum-A.D.J.-VI, Bhabhua in connection with Mohania P.S. Case No. 141 of 2023.

(Sunil Kumar Panwar, J)

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