

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.62187 of 2023

Arising Out of PS. Case No.-249 Year-2018 Thana- RAMGARHWA District- East
Champaran

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BHIKHAR MUKHIYA Son of Kapildeo Mukhiya R/o vill - Gudra, P.S. -
Majhauriya, Distt. - West Champaran

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sharda Nand Mishra, Adv.
For the Opposite Party/s : Mr. Sunil Kumar Pandey, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

- 2 16-10-2023 1. Heard learned counsel for the petitioner and
learned counsel for the State.
2. Petitioner apprehends arrest in connection with
Ramgarhwa P.S. Case No. 249 of 2018 registered for the
offences under Section 366(A) & 34 of the Indian Penal Code
and Section 8 of the POCSO Act.
3. Learned counsel for the petitioner submits that
the petitioner is innocent and has falsely been implicated in the
instant case. Further submission is that the victim in her
statement recorded under Section 164 of the Cr. P. C. has not
supported the case of the prosecution and stated that she is
mother of two children from the petitioner. Petitioner has no
criminal antecedent.



4. Considering the facts and circumstances of the case and the submissions advanced on behalf of the parties, the petitioner, above named is directed to be released on bail, in the event of arrest or surrender before the learned Court below within a period of four weeks from today, on furnishing personal bond to the satisfaction of 7th Additional District & Sessions Judge-6th-Cum-Special Judge, POCSO, East Champaran in connection with Ramgarhwa P.S. Case No. 249 of 2018, subject to the conditions as laid down under section 438(2) of the Code of Criminal Procedure.

(Arvind Srivastava, J)

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