

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.63137 of 2022

Arising Out of PS. Case No.-969 Year-2022 Thana- DANAPUR District- Patna

GAURI SHANKAR S/O Ramdeo Prasad Singh R/O Adampur , P.S- Bhadaur,
District- Patna Petitioner/s

Versus

The State of Bihar Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Yogesh Chandra Verma, Sr. Adv.
Ms..Priyanka Singh
For the Opposite Party/s : Mr.Uday Chand Prasad

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

3 23-03-2023 Heard the learned counsel for the petitioner as well as the
learned Additional Public Prosecutor for the State.

The petitioner is seeking regular bail in connection with
Danapur P.S. Case No. 969 of 2022, registered for the offences
punishable under Sections 363, 376, 120(b) of the Indian Penal
Code and 4 POCSO Act.

The learned senior counsel for the petitioner has
submitted that there is no allegation at all against the petitioner
of committing rape. Only allegation against him is that he
facilitated the accused persons by providing his hotel. He has
submitted further that he is not the owner of the hotel, rather he
is brother of owner of the hotel. He has also submitted that the
victim girl, did not name this petitioner in their statements under
Section 164 of the Cr.P.C. He is a person of clean antecedent
and under custody since 13.09.2022.

On the other hand, the learned APP has opposed the



prayer for bail.

Considering the facts and circumstances as well as the materials collected during course of investigation, let the petitioner above-named be released on bail on furnishing bail bonds of Rs.10,000/- with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-VII-cum-Exclusive Special Court (P.O.C.S.O. Act), Patna in connection with Danapur P.S. Case No. 969 of 2022, subject to the following conditions:-

(i) The petitioner shall cooperate in the disposal of trial and make himself available as and when required by the court.

(ii) If the petitioner is found involved in future in the similar type of offence, the prosecution will have liberty to file an application before the court below for cancellation of the bail of the petitioner and the learned court below will take decision in accordance with law.

(Nawneet Kumar Pandey, J)

Nirmal/Kundan

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