

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65274 of 2022

Arising Out of PS. Case No.-26 Year-2022 Thana- MAIGRA District- Gaya

SHIV KUMAR YADAV S/o Gurucharan Yadav R/o Village- Bagpur, P.S.-
Maigra, Distt- Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bhaskar Shankar

For the Opposite Party/s : Mr.Navin Kumar Pandey

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

4 16-05-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The instant application for regular bail has been filed by the petitioner registered for the offence punishable under Sections 366(A), 363/34 of the Indian Penal Code and Section 4 and 6 of the POCSO Act. Later on Sections 302, 376, 120(B) of the IPC were also added

Prosecution case relates to abduction of 15 years old minor daughter of the informant by co-accused Yogendra Bharti and thereafter committed murder of the victim girl.

Learned counsel appearing on behalf of the petitioner has submitted that petitioner is innocent and has committed no offence. He is not named in the FIR. His name transpired in this case on the basis of confessional statement of main accused



Yogendra Bharti. Only on the basis of suspicion, his name has been dragged in the present case. During investigation, no consistent material has come against the petitioner to show his involvement in the present case. Petitioner has no criminal antecedent and languishing in judicial custody since 27.6.2022.

Learned APP appearing for the State has opposed the prayer of Bail.

Having heard learned counsel for the parties and considering the facts and circumstances of the case, 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 Exclusive Special Judge, POCSO-cum-Additional Sessions Judge-VII, Gaya in connection with Special Case POCSO No. 76 of 2022 arising out of Maigra P.S. Case No. 26 of 2022.

(Sunil Kumar Panwar, J)

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