

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.75712 of 2023

Arising Out of PS. Case No.-60 Year-2023 Thana- MAHILA PS District- Jamui

BISHESHWAR YADAV SON OF LATE SUKR YADAV RESIDENT OF
VILL.- DUMARIATAND, P.S.- KHAIRA, DISTRICT- JAMUI

... .. Petitioner/s

Versus

1. The State of Bihar
2. LAXMI MANJHI D/O GANESH MANJHI RESIDENT OF VILL.
DUMARIATAND, P.S. KHAIRA, DIST.- JAMUI

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Akash Raj

For the Opposite Party/s : Mr.Usha Kumari 1

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 29-11-2023 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 Sections 366(A), 496, 376, 506/34 of the Indian Penal Code, Sections 4 and 6 of the POCSO Act and Sections 3(1)(r)(s)(w)(ii), 3(2)(va) of the SC/ST (POA) Act.

3. As per prosecution case, when the daughter of the informant went to defecate in Bahiyaar, the petitioner along with other co-accused persons abducted his daughter forcibly and put vermilion on her forehead. It is further alleged that the other co-accused Uchit Yadav took the victim to his sister's house and



forcibly established physical relation with her and the co-accused person's family abused the victim by taking her caste name and ousted her from the house.

4. It is submitted by learned counsel for the petitioner that petitioner has been falsely implicated in this case due to dirty village politics. He has committed no offence. There is general and omnibus allegation against the petitioner rather the specific allegation against co-accused Uchit Yadav. There is no specific overt act against the petitioner and no complaint with regard to the physical assault, misbehave, physical abuse against the petitioner to the victim. Petitioner has got no criminal antecedent as stated in para-3 of the bail petition. He is languishing in judicial custody since 05.08.2023.

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, SC/ST (POA) Act and



POCSO Act, Jamui in connection with Jamui Mahila P.S. Case
No. 60 of 2023.

(Sunil Kumar Panwar, J)

Arish/-

U		T	
---	--	---	--

