

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.2330 of 2023

Arising Out of PS. Case No.-79 Year-2022 Thana- SRINAGAR District- West Champaran

Dilip Yadav Son Of Umesh Yadav Resident Of Village - Ranha Bintolia, P.S.-
Srinagar, District - West Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ram Kishun Prasad

For the Opposite Party/s : Mr.Gulnar Begum

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 20-04-2023 Heard learned counsel for the petitioner and

learned APP for the State.

The petitioner has filed the instant application
for grant of regular bail in a case registered for the
offences punishable under Sections 341, 323, 354(B),
354(c)/34 of the Indian Penal Code and Sections 8, 14,
15, 18 of POCSO Act.

The allegation against the petitioner and other
co-accused person is that they outraged the modesty of
minor daughter of the informant.

It is submitted by learned counsel for the
petitioner that the petitioner is innocent and he has



falsely been implicated in the present case. There is land dispute between the parties. There is no eye witness of the alleged occurrence. From perusal of impugned order, as per statement of victim, recorded under Section 164 of Cr.P.C., she has not stated about commission of rape. Moreover, the petitioner is languishing in judicial custody since 22.09.2022. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent.

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

Having heard learned counsel for the parties and taking into consideration 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 in connection with Srinagar P.S. Case No. 79 of 2022 on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of the learned Special Judge POCSO-



cum-A.D.J. VI, Bettiah, West Champaran.

(Sunil Kumar Panwar, J)

nirajkrs/-

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

