

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.30839 of 2024

Arising Out of PS. Case No.-877 Year-2023 Thana- DIGHA District- Patna

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Dilip Yadav @ Dilip Kumar S/O Mr. Ravindra Prasad Yadav R/O Yaduvansi
Nagar, Kurji, P.S- Digha, Distt.- Patna.

... .. Petitioner/s

Versus

THE STATE OF BIHAR BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Vaishnavi Singh

For the Opposite Party/s : Mr.Shyameshwar Dayal

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**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

3 16-05-2024 Heard learned counsel for the petitioner and learned
A.P.P for the State.

2. A supplementary affidavit filed on behalf of the
petitioner in course of the day which is taken on record.

3. The petitioner has preferred this application for
grant of regular bail in connection with Digha P.S. Case No.
877 of 2023 dated 05.11.2023 registered for the offences
punishable under sections 341, 323, 354, 504, 506, 354A, 354B
of the Indian Penal Code & sections 8 and 12 of the POCSO
Act.

4. As per the prosecution case, the petitioner is alleged
to have molested her and tore her clothes after pushing her on
ground on the point of pistol. On being protested, the petitioner
threatened her not to disclose the said act otherwise she would
be shot dead.



5. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. The petitioner has clean antecedent as stated in para 3 of the bail petition. The medical examination of the victim does not support the allegation. Neither any sign of rape was found on the body of the victim nor any injury was seen as stated in para 19 of the bail petition. The age of victim is above 18 years as stated in para 20 of the bail petition. The petitioner is in custody since 10.02.2024.

6. Learned A.P.P. for the State has vehemently opposed the bail petition of the petitioner.

7. Considering the aforesaid facts and circumstances of the case as well as the period of custody, the petitioner above-named, is directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court concerned, Patna in connection with Digha P.S. Case No. 877 of 2023.

8. The application stands allowed.

(Chandra Prakash Singh, J)

Ranjeet/-

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