

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.34481 of 2024

Arising Out of PS. Case No.-38 Year-2022 Thana- MIRGANJ District- Gopalganj

Makurdhan Singh @ Makurdan Singh Son of Suryabali Singh Resident of
Village- Kasaudhi, P.S- Mirganj, Dist- Gopalganj

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Mili Kumari

For the Opposite Party/s : Mr.Bishweshwar Ram

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 17-05-2024 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

2. The petitioner seeks bail in a case registered for the
offence punishable under Sections 376, 354, 354(A) of the
Indian Penal Code and Sections 8, 9, 2, 10 of POCSO Act.

3. The petitioner is said to have entered into the house
of informant and started molesting her minor daughter and when
she raised alarm, he fled away. It is alleged that prior to the
occurrence, the petitioner kidnapped her daughter with the help
of other co-accused.

4. Learned counsel for the petitioner submits that
the petitioner is innocent and has been falsely implicated in this
case. It is submitted that earlier the petitioner was brutally
assaulted by the informant and her family members on
13.12.2021 for which he lodged a case against the informant's



side vide Mirganj P.S. Case No. 416 of 2021 and only with a view to implicate the petitioner, this case has been lodged against him with false allegation. He submits that occurrence took place on 18.11.2021 but the FIR has been lodged on 14.12.2021 after delay of about 25 days without explaining any reasonable cause of delay. He further submits that petitioner has no criminal antecedent as stated in para-3 of this application and he is languishing in judicial custody since 27.03.2024.

5. Learned APP for the State opposes the prayer for bail.

6. Considering the facts and circumstances of the case, let the above named petitioner, be enlarged on bail on furnishing bail bond of Rs.25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/successor court in connection with Mirganj P.S. Case No. 38 of 2022.

(Anjani Kumar Sharan, J)

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