

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.50851 of 2024

Arising Out of PS. Case No.-267 Year-2020 Thana- BEUR District- Patna

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Rohit Kumar Son Of Lal Mohan Rai Resident Of Mohalla - Lodipur, Police Station - Shahpur, District - Patna. At Present Village - Chilbili, Police Station - Beur, District - Patna

... .. Petitioner/s

Versus

1. The State of Bihar
2. Anita Devi Wife Of Bulla Manjhi Resident Of Village - Dhandhana Chak, P.S. - Beur, District - Patna

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sanjay Kumar Tiwary, Adv.
For the Opposite Party/s : Ms. Usha Kumari 1, APP

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

4 30-08-2024 Heard learned counsel for the petitioner and learned Additional Public Prosecutor for the State.

2. Lastly, the prayer for bail of the petitioner was rejected by this Court *vide* order dated 07.12.2022 passed in Cr. Misc. No. 39840 of 2022.

3. By filing a supplementary affidavit, learned counsel for the petitioner submits that during trial, all the prosecution witnesses including victim, informant and others have become hostile. The doctor, namely, Dr. Pratibha Kumari, has also been examined during the trial, who deposed that at the time of examination no evidence of sexual assault was found. Further submission is that petitioner is in custody since 14.10.2020.



4. Having considered the period of custody and the fact that all the prosecution witnesses have become hostile, let the petitioner above named be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Special Judge, POCSO Act, Patna in connection with Beur P.S. Case No. 267 of 2020.

(Prabhat Kumar Singh, J)

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