

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.57034 of 2024

Arising Out of PS. Case No.-301 Year-2021 Thana- GAYA MUFASIL District- Gaya

Saurabh Kumar @ Sonu Kumar Son of Ram Ishwar Yadav Resident of Vill-
Kewala, P.S.- Vajirganj, District- Gaya, Bihar

... .. Petitioner/s

Versus

1. The State of Bihar
2. Awadhesh Kumar son of Ramchandra Thakur Village- Kewala P.S.-
Vajirganj Dist- Gaya

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shovendra Kumar, Adv.

For the Opposite Party/s : Mr. Raj Ballabh Singh, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 13-09-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in connection with
Gaya Muffasil P.S. Case No. 301 of 2021, registered under
Sections 341, 323, 324, 325, 354, 308, 504, 506/34 of the Indian
Penal Code and Section 8/12 of the POCSO Act.

3. The prosecution case, in brief, is that this petitioner
along with other FIR named accused persons sexually harassed
and misbehaved with the daughters of informant and they also
assaulted their cousin brothers by iron rod, fist and slap and
scissors causing serious injury.

4. Learned counsel appearing on behalf of the petitioner
submits that petitioner is innocent and has falsely been
implicated in the present case. Further submission is that the



First Information Report has been lodged after an inordinate delay of 4 days without any plausible explanation. Allegation of sexual harassment is general and omnibus. Though there is allegation of assault, but no injury report is on record to corroborate the same. Similarly situated co-accused Panna Kumar has already been granted bail by this Court *vide* order dated 27.09.2022 passed in Cr. Misc. No. 17459 of 2022. Petitioner claims clean antecedent.

5. Learned A.P.P. for the State opposed the prayer for bail of the petitioner.

6. Having considered the facts and circumstances of the case, let the above named petitioner be released on bail, in the event of arrest or surrender before the learned court below within a period of eight weeks from today, on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Special Judge POCSO-cum-A.D.J.-VI, Gaya in connection with Gaya Muffasil P.S. Case No. 301 of 2021, subject to the conditions as laid down under Section 438(2) of the Cr. P.C.

(Prabhat Kumar Singh, J)

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