

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.60953 of 2024

Arising Out of PS. Case No.-21 Year-2024 Thana- MAHILA PS District- Darbhanga

BHAROSH PANDEY @ LALU PANDEY SON OF RAMESHWAR
PANDEY RESIDENT OF VILLAGE -SHRIPUR, POLICE STATION-
ASHOK PAPER MILL AND DISTRICT- DARBHANGA

... .. Petitioner/s

Versus

1. The State of Bihar
2. REKHA DEVI WIFE OF DINESH SAHNI VILLAGE- MALAHIPATTI,
BAHADURPUR, PS- ASHOK PAPER MILL, DIST- DARBHANGA

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Nilendu Kumar Choudhary, Adv.
For the Opposite Party/s : Mr. Yogendra Kumar, APP

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

ORAL ORDER

2 09-09-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has preferred this application for grant of regular bail in connection with Mahila P.S. Case No. 21 of 2024 dated 20.02.2024 registered for the offences punishable under Sections 366A and 376 of the Indian Penal Code and Section 4 and 6 of the POCSO Act.

3. As per the prosecution case, the informant's minor daughter was found missing from her house. Thereafter, they searched her but she was not found. In the morning, she came to know that her daughter was found by villagers with Lallu Pandey(petitioner), when villagers went there he left the girl and



ran away. The girl told that he made false promise of marriage and sexually assaulted her.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. It is further submitted that the victim girl was examined in the session trial as P.W.1 who herself said that she was scolded by the mother for going to school, so she went to her maternal grandmother's house and she did not identify the petitioner who was in the dock and also denied that she has given a statement before the Magistrate that she was raped in the orchard as stated in her deposition which is being annexed at Annexure-P/3 to this bail petition. The petitioner has no concern with the alleged offence. The petitioner has no criminal antecedent as stated in para 3 of the bail petition. The petitioner is in custody since 22.02.2024.

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

6. 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 Exclusive



Special Judge(POCSO Act), Darbhanga in connection with
Mahila P.S. Case No. 21 of 2024.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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