

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.82366 of 2023

Arising Out of PS. Case No.-46 Year-2022 Thana- MAHILA P.S. District- Samastipur

Manoj Kumar Choudhary @ Manoj Choudhary, Son Of Late Karam Chandra
Choudhary R/O Village- Kheghai Koraba, P.S.- Sangrampur, District- Munger
... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ramakant Sharma, Sr. Adv.
Mr. Mayank Raj, Adv.
For the Opposite Party/s : Mr. Tarun Prasad Mandal, APP

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

3 05-03-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks regular bail in connection with
Samastipur Mahila P.S. Case No. 46 of 2022, lodged on
30.06.2022 under Sections 376, 354(B), 341, 323, 504, 506, 34
of the Indian Penal Code read with section 4/6 of the POCSO
Act.

3. As per the prosecution case, FIR has been lodged
against six named accused persons including the present
petitioner against whom there is an allegation of rape and
outrage of modesty in the FIR.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. Counsel
also submits that the petitioner has strange relation with the
local *patrakars* and it is due to this reason, on the instance of the



patrakar, the present case has been filed with a view to teach him a lesson. Counsel further submits that the victim has deposed her evidence in the trial arising out of the present case as PW-1, in which she has denied the entire allegations made in the FIR.

5. Learned counsel for the petitioner submits that the criminal antecedent of the petitioner is clean and he is in custody since 30.10.2023.

6. Learned APP for the State opposes the prayer for bail of the petitioner.

7. In the present facts and circumstances of this case and the submissions made above, **let the petitioner above named be granted bail**, on furnishing bail bonds of Rs.30,000/- (Rupees Thirty thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-VI-cum-Special Court (POCSO), Samastipur in connection with Samastipur Mahila P.S. Case No. 46 of 2022, subject to the conditions as laid down U/s 437(3) Cr.P.C.

(Dr. Anshuman, J.)

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