

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.2989 of 2024

Arising Out of PS. Case No.-189 Year-2023 Thana- JHAJHA District- Jamui

Md. Shahnawaz Ansari @ Sahnawaz Ansari S/O Rahmat Ansari Resident Of
Village Barajor, P.S. Jhajha, Dist. Jamui.

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Prabhat Ranjan Singh, Adv.

For the Opposite Party/s : Mr.Nawal Kishore Prasad, APP

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 31-01-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks regular bail in connection with
POCSO Case No. 28 of 2023 (arising out of Jhajha P.S. Case
No. 189 of 2023) lodged under Sections 342, 377, 504 and 34 of
the I.P.C. read with 4 of the POCSO Act.

3. As per the prosecution case, the F.I.R. has been
lodged against two named accused persons including the
petitioner against whom allegation of POCSO has been made.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. He submits
that it is absolute false and false case in which basically
petitioner is a victim. He submits that charge has already been
framed, trial commenced and evidence of victim as well as



informant has been made and it has been found that both witnesses have not supported in the prosecution case.

5. Counsel further submits that since charge has been framed then keeping the accused in custody shall not solve any purpose.

6. Learned counsel for the State opposes the prayer for bail and submits that the petitioner is accused in POCSO case whose procedure is different as that of Cr.P.C..

7. In the present facts and circumstances of this case and the submissions made above, this Court is not inclined to grant bail to the petitioner. Therefore, the bail application of the petitioner is hereby rejected, but liberty is hereby granted to the petitioner that he may renew his prayer for bail one year after cognizance if trial shall not be concluded within the said period.

(Dr. Anshuman, J.)

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