

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3235 of 2025

Arising Out of PS. Case No.-112 Year-2023 Thana- MAHILA PS District- Darbhanga

Radhasharan Dev @ Radha Saran Deo @ Bidio S/o Noonulal Dev @ Noomu
Lal Dev @ Numulal Deo Resident of Village- Tikapatti, Police Station-
Alinagar, District- Darbhanga

... .. Petitioner/s

Versus

1. The State of Bihar
2. Veena Devi W/o Mansi Ram Resident of Village- Tikapatti, Police Station-
Alinagar, District- Darbhanga

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Nilendu Kumar Choudhary
For the Opposite Party/s : Mr.Binay Krishna

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 05-02-2025 Heard the learned counsel for the petitioner, learned
APP for the State and learned counsel for the O.P. No. 02.

2. This is the 2nd attempt of the petitioner. Earlier the
bail application of the petitioner was rejected vide order dated
18.04.2024 passed in Cr. Misc. No. 10963 of 2024.

3. The petitioner seeks regular bail in a case registered
for the offence under Sections 376(3)/354(c)/313/323/34 of the
Indian Penal Code, Section 4 of the POCSO Act as well as
Sections 3(i)(r)/3(i)(s)/3(i)(w)/3(2) (v) of the SC/ST (POA) Act.

4. As per the prosecution case, the brother of the
petitioner is alleged to have raped the victim and made her
pregnant, thereafter, the petitioner and his family members
forcibly administered some medicine to the victim for abortion.



5. Learned counsel for the petitioner submits that petitioner is innocent and has not committed any offence. Petitioner is in custody since 11.12.2023. He further submits that the victim has been examined in the trial and she has not supported the prosecution case.

6. Learned A.P.P. has vehemently opposed the prayer for bail.

7. Considering the aforesaid facts and circumstances, this application for regular bail is allowed.

8. 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 the learned Exclusive Special Judge, (POCSO Act), Darbhanga/concerned Court below in connection with Mahila P.S. Case No. 112 of 2023 subject to condition that:-

(i) The petitioner shall appear in the trial regularly either personally or through his lawyer and shall cooperate in the trial and non-cooperation in the trial shall result in cancellation of the bail bond of the petitioner.

(Sandeep Kumar, J)

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