

IN THE COURT OF ADDITIONAL SESSIONS JUDGE- VI-CUM-SPECIAL JUDGE POCSO
ACT, PATNA.

Spl. POCSO Case No. 70 of 2022
(Arising out of Mahila P.S. Case No. 69 of 2022)
U/s 341, 354A IPC & U/s 8, 10 POCSO Act.

Bhola Paswan

.....Petitioner

Versus

The State of Bihar

.....Opposite Party

For the Petitioner : Mr. Prem Kumar, Ld. Advocate.

For the State : Mr. Suresh Chandra Prasad, Special P.P.

Sl. No.	Date of order or proceeding	Order with signature of the court	Office action taken with date
1	2	3	4
	07.09.2022	This is a petition under section 439 of the Code of Criminal Procedure, 1973 for bail filed on behalf of the petitioner above named who is stated to be in custody since 07.06.2022 in connection with Mahila P.S. Case No. 69 of 2022 registered U/s 341, 354A IPC & U/s 8, 10 POCSO Act. Petitioner has given certificate in para 2 of his bail application that earlier no bail application in any form has been filed either before this court or before the Hon'ble High Court Patna. Heard the learned counsel for the petitioner and the learned Special P.P. for the State. The learned counsel for the petitioner submitted that the petitioner is innocent and has committed no offence and the petitioner has been falsely implicated in this case due to enmity. It is further submitted that petitioner has no criminal antecedent and he is in custody since 07.06.2022. Hence, the petitioner be	

	granted bail. On the other hand the Ld. Special P.P. has vehemently opposed the prayer for bail of the petitioner. The rival submissions of both sides considered. Record perused. Informant who is the father of the victim girl aged about 11 years has alleged in his written application that accused who is the uncle of the victim has tried to out rage the modesty of his daughter in his house. Rather petitioner is named in FIR but from perusal of the statement of the victim under Section 164 of Cr.P.C. it appears that victim has not supported the prosecution case. Charge-sheet has been filed in this. Petitioner is in custody since 07.06.2022. Considering the aforesaid facts and circumstances and period of detention of the petitioner, the court is inclined to enlarge the above named petitioner on bail. It is ordered that petitioner be released on bail on furnishing bail bond in the sum of Rs. 10,000/- with two sureties of like amount each to the satisfaction of this Court. Dictated Sd/- Addl. Sessions Judge-VI- cum- Spl. Judge, POCSO Act, Patna.	
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