

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.38594 of 2014

Arising Out of PS.Case No. -77 Year- 2014 Thana -CHANPATIA District-
WESTCHAMPARAN(BETTIAH)

=====

Mukesh Kumar @ Mukesh Prasad Waje son of Anirudh Sah, resident of
Puraina P.S. Chanpatiya District West Champaran.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

=====

with

Criminal Miscellaneous No.40520 of 2014

Arising Out of PS.Case No. -77 Year- 2014 Thana -CHANPATIA District-
WESTCHAMPARAN(BETTIAH)

=====

Manjay Das Son of Langtu Das R/o Village Puraina Chaubey, P.s.
Chanpatia, District West Champaran

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

=====

Appearance :

(In Cr.Misc. No.38594 of 2014)

For the Petitioner/s : Mr. Aditya Nath Jha, Adv.

For the Opposite Party/s : Mr. B.M.P.Sinha, APP

(In Cr.Misc. No.40520 of 2014)

For the Petitioner/s : Mr. Sanjay Kumar No.-7, Adv.

For the Opposite Party/s : Mr. Lalan Kumar, APP

=====

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA

ORAL ORDER

2 22-10-2014

Heard both sides.

The petitioners Mukesh Kumar@Mukesh Prasad Waje
and Manjay Das seek bail in Chanpatiya P.S. Case No. 77 of 2014
registered for the offence punishable under Section 8 of the
Protection of Children From Sexual Offences Act 2012.

The informant Pratima Kumari alleged that while she

had gone to attend the call of nature in Maize field along with her friend Neha, Manjay Das and Mukesh Kumar came and tried to catch her.

Learned counsel for the petitioners submits that even if the allegation is taken at its face value no offence under Section 8 of the POCSO Act is made out. The only allegation against the petitioners is that they tried to catch the hand of the informant and her friend. The petitioners are in jail since 20.06.2014.

Learned Additional PP did not dispute the fact.

Having considered the fact that the only allegation against the petitioners is that they have tried to catch the hand of the informant and for that they have remained in jail for more than three months, the petitioners are directed to be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of learned Additional District and Sessions Judge 1st - cum- Special Judge, West Champaran at Bettiah in Connection with Chanpatiya P.S. Case No. 77 of 20104.

(Prabhat Kumar Jha, J)

Prakash/-

U		T	
---	--	---	--