

**IN THE HIGH COURT OF JHARKHAND AT RANCHI**  
**B.A. No. 10378 of 2022**

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1. Ashish Mahto @ Kumar @ Ashish Kumar
2. Deepak Mahto @ Kumar @ Deepak Kumar
3. Gubla @ Binod Mahto @ Kumar @ Binod Kumar
4. Mithilesh Ram @ Mithelesh Ram
5. Kailash Kumar

... **Petitioners**

**-versus-**

The State of Jharkhand

... **Opposite Parties**

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**CORAM : HON'BLE MR. JUSTICE ANANDA SEN**

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**For the Petitioners :** Mr. Santosh Kumar Soni, Advocate  
**For the State:** Mr. Shiv Shankar Kumar, A.P.P.

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**2/ 29.09.2022** Heard learned counsel for the petitioners and learned A.P.P. for the State.

Petitioners are accused for allegedly committing an offence punishable under Sections 376(D) and 506 of the Indian Penal Code and Section 6 of the Protection of Children from Sexual Offences Act, in connection with Daru Police Station Case No. 97 of 2021 corresponding to Spl. POCSO Case No.121 of 2021, pending in the Court of the A.D.J. III-cum-Special Judge under POCSO Act, Hazaribag.

Prayer for bail of the petitioners was earlier twice rejected. Liberty was given to the petitioners to renew their prayer after examination of the victim girl. Case is for offence under the penal provisions of Protection of Children from Sexual Offences Act and Indian Penal Code. Victim girl has been examined and she has been declared hostile as she has not supported the prosecution case.

In view of the aforesaid, I am inclined to grant bail to the petitioners. Petitioners, namely, (1) Ashish Mahto @ Kumar @ Ashish Kumar, (2) Deepak Mahto @ Kumar @ Deepak Kumar, (3) Gubla @ Binod Mahto @ Kumar @ Binod Kumar, (4) Mithilesh Ram @ Mithelesh Ram and (5) Kailash Kumar, are, accordingly, directed to be released on bail on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of learned A.D.J. III-cum-Special Judge under POCSO Act, Hazaribag in connection with Daru Police Station Case No.97 of 2021 corresponding to Spl. POCSO Case No.121 of 2021.

**(Ananda Sen, J.)**