

IN THE HIGH COURT OF JHARKHAND AT RANCHI
B.A. No.10940 of 2020

1. Nasim Sekh @ Kuthua			
2. Firoz Shekh	...		Petitioners
	Versus		
The State of Jharkhand	...		Opposite Party

Coram: HON'BLE MR. JUSTICE ANIL KUMAR CHOUDHARY

For the Petitioners : Mr. Shadab Eqbal, Adv.
For the State : Mr. Bhola Nath Ojha, Addl. P.P.

02/13.01.2021 Heard the parties through video conferencing.

Learned counsel for the petitioners undertakes to remove the defects pointed out by the stamp reporter within two weeks after the lockdown is over.

In view of personal undertaking given by the learned counsel for the petitioners, the defects pointed out by the stamp reporter are ignored for the present.

The petitioners have been made accused in connection with Pindrazora P.S. Case No.123 of 2019 corresponding to Special POCSO Case No.02 of 2020 registered under Sections 377/34 of the Indian Penal Code read with Section 4 and 6 of POCSO Act.

Learned counsel for the petitioners submits that the allegation against the petitioners is that they have committed unnatural offence with the minor victim boy. It is submitted that the allegation against the petitioners is false. Drawing attention of this Court towards deposition of the witnesses examined in this case the copy of certified copy of which has been kept at Annexure-2, learned counsel for the petitioners submits that therein the petitioner No.1 has not supported the case of the prosecution and was declared hostile and the petitioner No.2 who is mother of the victim-boy has stated that the petitioners have not committed any wrong. It is then submitted that the petitioners undertake that they will co-operate with the trial of the case. It is lastly submitted that the petitioners have been in custody since 07.11.2019 which is evident from para-07 of the instant bail application. Hence it is submitted that the petitioners be released on bail.

Learned Addl. P.P. appearing for the State opposes the prayer for bail.

Considering the facts of this case, the above named petitioners are directed to be enlarged on bail on furnishing bail bond of Rs.25,000/- (Rupees twenty five thousand) each with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-I-cum Special Judge, Bokaro in connection with Pindrazora P.S. Case No.123 of 2019 corresponding to Special POCSO Case No.02 of 2020 with the condition that they will co-operate with the trial of the.

Pappu/

(Anil Kumar Choudhary, J.)