

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.38550 of 2015

Arising Out of PS.Case No. -221 Year- 2014 Thana -BIHRA District- SAHARSA

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Raushan Viswash @ Raushan @ Raushan Kumar @raushan Kamat Son of
Ravindra Vishwas Resident of Village - Sihaul, P.S.- Bihra, District -
Sasaram

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Chandra Mohan Jha

For the Opposite Party/s : Mr. Dr.Kr.Uday Pratap(App)

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**CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR
SINGH**

ORAL ORDER

02/ 24-09-2015

Heard learned counsels for the petitioner

and the State.

The petitioner is apprehending his arrest in
a case registered for the offences punishable under Sections 363,
366A/34, 376, 120B of the Indian Penal Code and Section 4 of
POCSO Act.

The accusation is of kidnapping the minor
daughter of the informant.

In 164 Cr.P.C. statement the victim has
got her age recorded as 14 years when the court has assessed
as such where the victim has suggested that she was
being kidnapped when co-accused Paras established
forceful physical relationship with her. The victim has

named this petitioner as a friend of Paras, who was there sometime in the vehicle through which the victim was abducted.

Considering the fact that the thrust of accusation is against co-accused Paras, statement has been made in paragraph 3 of the petition that the petitioner has no criminal antecedent and the FIR named accused persons have been granted anticipatory bail, it is a case for consideration of prayer for regular bail, if the petitioner surrenders before the learned court below within a period of six weeks from today in connection with Bihra P.S. Case No. 221 of 2014 pending in the court of learned Chief Judicial Magistrate, Saharsa.

With the aforesaid observation, this application is disposed of.

(Dinesh Kumar Singh, J)

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