

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.37518 of 2015

Arising Out of PS.Case No. -264 Year- 2014 Thana -KHODAWANPUR District- BEGUSARAI

=====

1. Vivek Paswan @ Vivek Kumar Son of Lal Bahadur Paswan Resident of
Village - Ekma, P.S. - Khodawandpur, District - Begusarai.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Ranjay Kumar Singh

For the Opposite Party/s : Mr. Durgesh Nandan(App)

=====

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 17-09-2015

Heard learned counsels for the petitioner and
the State.

Petitioner is apprehending his arrest in a case
registered for the offences punishable under Sections 366A/34
of the Indian Penal Code and Section 34 of the Prevention of
Children From Sexual Offences Act.

The prosecution case is that the minor
daughter of the informant was grazing goat, in the meantime
the petitioner and Madan Paswan abducted her. Subsequently
co-accused Madan Paswan threatened not to lodge the case.
The victim in her 164 Cr.P.C statement alleged that co-accused
Madan Paswan kidnapped her and this petitioner facilitated the
kidnapping.

It is submitted by learned counsel for the
petitioner that victim was apprehended in the company of co-

accused Madan Paswan with whom she was in love. Co-accused Madan Paswan was put on trial for the charges under Sections 366A, 376 of the Indian Penal Code and Section 4 of the Prevention of Children From Sexual Offences Act, wherein Madan Paswan has been acquitted when neither the informant nor the victim supported the accusation.

The aforesaid facts constitute ground for consideration of regular bail, if the petitioner surrenders within a period of six weeks in connection with Khodawandpur P.S. Case No. 264 of 2014, pending in the Court of learned Additional Sessions Judge, 1, Begusarai.

With the observations above, the application stands disposed off.

(Dinesh Kumar Singh, J)

Shageer/-

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