

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.54181 of 2017

Arising Out of PS.Case No. -327 Year- 2017 Thana -SUPAUL District- SUPAUL

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1. Sunil Poddar, Son of Shri Gulabchand Poddar, Resident of Village-
Amaha, P.S.+District- Supaul.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Anita Devi, Wife of Niraj Tanti, Resident of Village- Kajha, Ward No.11,
P.S.- Supaul (Laukha O.P.), District- Supaul.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Amrit Abhijat
For the Opposite Party/s : Mr. Sri Tarun Prasad Mandal

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CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR
ORAL ORDER

3 05-01-2018 Heard the counsels for the parties.

The petitioner seeks bail in connection with Supaul P.S.
Case No. 327/2017 dated 13.06.2017 instituted for the offences
under Sections 366A and 363/34 of the Indian Penal Code.

The petitioner along with three others is alleged to have
taken away the minor daughter of the informant for the purposes
of marrying her.

Learned counsel for the petitioner has brought on record
a marriage deed/agreement which indicates that the victim as well
as the petitioner had voluntarily desired to marry each other.

However, the victim on her release has given a different
story. She has submitted that while she had come out on road, her



aunt and sister, viz. Tara Devi and Punita Devi respectively gave her a glass of water, after consuming which, she became unconscious. When she regained her consciousness, she found herself in the company of the petitioner. When she disclosed that she wants to stay with her mother, the petitioner is said to have told her that her parents would be killed and thereafter she was taken to Delhi. The Victim has categorically stated in her statement, made under Section 164 of the Cr.P.C., that she was several times raped by the petitioner.

Considering the allegation levelled against the petitioner, this Court is not inclined to grant bail to him for the present.

The prayer for bail of the petitioner is rejected.

(Ashutosh Kumar, J.)

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