

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.8928 of 2018

Arising Out of PS. Case No.-336 Year-2017 Thana- TAJPUR District- Samastipur

Rakesh Sahni, Son of Dharmdev Sahni, Resident of Village Azizpur Chande,
P.S. Patepur, District Vaishali

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner : Mr. Dilip Kumar Roy, Advocate
For the State : Md. Mushtaque Alam, APP

CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR
ORAL ORDER

2 15-02-2018 Heard learned counsel for the petitioner and the learned
APP for the State.

Petitioner, already in custody, seeks bail in connection with
Tajpur P.S. Case No.336 of 2017, giving rise to Trial No.49 of
2017, registered under Sections 147, 148, 149, 307, 323, 365,
363 and 120(B) of the Indian Penal Code as well as under
Section 4 of the POCSO Act.

Allegation in brief is that a dozen person forcibly
kidnapped the informant's daughter. However, two accused
persons were apprehended by the local people who disclosed the
name of other participants.

Learned counsel for the petitioner submits that the victim
was recovered and her statement recorded under Section 164
Cr.P.C. reveals that it was Hemant Kumar, who wanted to marry



her, forcibly kidnapped her along with others and she has not named the petitioner, nor put on TIP and only material against the petitioner is disclosure of his name by two apprehended persons at the spot Sanoj Sahni and Anchal Sahni. However, the petitioner has no criminal antecedent and is in custody since 19.10.2017 and charge-sheet has been submitted in this case.

Having considered the said facts and circumstances, petitioner Rakesh Sahni is directed to be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned 1st Additional Sessions Judge, Samastipur in connection with Tajpur P.S. Case No.336 of 2017 (Trial No.49 of 2017).

(Arun Kumar, J)

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