

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.26992 of 2018

Arising Out of PS. Case No.-286 Year-2017 Thana- GOVINDGANJ District- East
Champaran

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Kishan Pandey, son of Late Pappu Pandey, Resident of Village-Lauriya, P.S.
Gobindganj, District-Eest Champaran.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner/s : Mr. Abhishek Kumar, Adv.
For the Opposite Party/s : Mr. A.P.P.

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

2 04-05-2018 Heard Sri Abhishek Kumar, learned counsel for the
petitioner and learned Addl. Public Prosecutor.

The sole petitioner, who is in custody since
12.03.2018 in Govindganj (Areraj) P.S. Case No. 286 of 2017
registered for the offence under Section 363, 366A, 34 of the
Indian Penal Code, has prayed for grant of bail.

It was submitted by learned counsel for the petitioner
that of course, in the F.I.R. , the informant had made allegation
as if the petitioner and his other family members were involved
in enticing the minor daughter of the informant, but after
recovery of the victim, her statement under Section 164 of the
Code of Criminal Procedure was recorded. Learned counsel for
the petitioner has drawn my attention to Annexure-2 to the



petition i.e. photo copy of the statement of the victim Pooja Kumari recorded under Section 164 of the Code of Criminal procedure . Learned counsel for the petitioner submits that on perusal of the statement of the victim, it is evident that it was not at all a case of enticing the victim, rather due to loss of her mental balance, the victim had crossed the border and visited Nepal.

On perusal of statement of the victim, which has also been noticed by the court below, there is no reason to further detain the petitioner. Accordingly, let the petitioner, namely, Kishan Pandey 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 Chief Judicial Magistrate, Motihari, East Champaran in connection with Govindganj (Areraj) P.S. Case No.286 of 2017.

(Rakesh Kumar, J)

nawalkrs/-

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