

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.41771 of 2018

Arising Out of PS.Case No. -348 Year- 2017 Thana -SAHEBGANJ District- MUZAFFARPUR

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Manoj Kumar, Son of Raja Rai, Resident of Village- Mahediya, P.S.-
Sahebganj, District- Muzaffarpur.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vijay Kumar Singh
For the State : Mr. Sri Ram Sevak Choudhary, A.P.P.
For the informant : Mr. Yugal Kishore, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

3 24-09-2018 Heard learned counsel for the petitioner, counsel for
the informant and the State.

The petitioner seeks bail in Sahebganj P.S. Case No.
348 of 2017 instituted for the offence under Sections 366(A)/34
of the Indian Penal Code.

Counsel for the petitioner submits that during
investigation no cogent evidence has come against the petitioner.
Petitioner is in custody since 09.05.2018.

Counsel for the informant has appeared and submitted
that victim girl has given her statement under Section 164 Cr.
P.C. levelling allegation against the petitioner that he forcibly
took her on Motorcycle and confined her in a village situated in
forest for four days.



The statement of victim girl has been enclosed as Annexure-2 wherein she has stated that she voluntarily returned to her house. She has not stated the place where she was kept for four days. She has stated her age as 14 years in her statement under Section 164 Cr. P.C. The court has assessed her age to be 16 years.

As per Medical Report which is available in the case diary, the age of victim girl was found by the Doctor between 19-20 years.

Considering the aforesaid facts and circumstances of the case, prayer for bail of the petitioner is allowed. Let the petitioner above named, 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 Additional Chief Judicial Magistrate-1st, West, Muzaffarpur, in connection with Sahebganj P.S. Case No. 348 of 2017, subject to the condition that both the bailors will be the close relatives of the petitioner.

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(Sanjay Priya, J)

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