

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.45592 of 2018**

Arising Out of PS. Case No.-90 Year-2017 Thana- SAHIYARA District- Sitamarhi

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Jitendra Thakur @ Jitendra Kumar Son of Late Vindeshwar Thakur, resident  
of Village- Jalsi, P.S.- Sahiyara, District- Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner : Mr. Mahendra Thakur, Advocate  
For the State : Mr. Ashok Kumar, APP

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**CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR**  
**ORAL ORDER**

2      30-07-2018                      Heard learned counsel for the petitioner and the  
learned APP for the State.

Petitioner, already in custody, seeks bail in connection  
with Sahiyara P.S. Case No.90 of 2017, registered under  
Sections 363, 366(A) and 372/34 of the Indian Penal Code.

Allegation in brief is that the petitioner enticed away  
minor daughter of the informant and they were seen going on a  
motorcycle.

Learned counsel for the petitioner submits that it is a  
case of elopement, as per the allegation itself, the villagers saw  
the girl going away with the petitioner on a motorcycle,  
however later on she herself appeared and made allegation of  
committing rape but that is not supported by the medical board  
as it was a case of elopement and boy and girl belong to



different caste, therefore, false accusation was imputed against the petitioner. The age of the girl was assessed by the medical board in between 15 to 17 years and investigation of the case has already been completed.

Having considered the aforesaid facts and circumstances, petitioner Jitendra Thakur @ Jitendra Kumar 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 A.D.J.-I-cum-Special Judge, POCSO Act, Sitamarhi in connection with Sahiyara P.S. Case No.90 of 2017.

**(Arun Kumar, J)**

S.KUMAR/-

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