

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.23050 of 2018

Arising Out of PS.Case No. -142 Year- 2017 Thana -NAWADA District- NAWADA

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1. Manish Kumar S/o Hareram Singh resident of village Purnadih, P.S.
Nawada, District Nawada.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ray Saurabh Nath
: Mr. Alok Anand
For the Opposite Party/s : Mr. Ram Naresh Ray

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

5 29-06-2018 Heard the learned counsel for the petitioner and the

learned APP for the State.

The petitioner seeks regular bail in connection with

Nawada PS case no. 142 of 2017 instituted for the offences

punishable under Sections 366A/34, 318, 120B of Indian Penal

Code and 8 of POCSO Act.

The allegation is regarding the petitioner having

abducted the victim girl.

The learned counsel for the petitioner, referring to

the statement of the victim girl made under Section 164 Cr.P.C.,

has submitted that the petitioner had taken her away to Surat

where they had been staying for more than 20 days and apart from

touching her body, the petitioner has not entered into any



adventurism. Thus, the contention of the learned counsel is that the victim girl and the petitioner had ventured on voyeurism, as such there is no complicity of the petitioner in the allegation leveled against him and moreover, there is no allegation of having establishing any physical relation with the victim girl. The petitioner is said to be in custody since 07.12.2017 having clean antecedent.

Per contra, the learned counsel for the State has also placed reliance on the statement of the victim girl made under Section 164 Cr.P.C.

Having regard to the facts and circumstances of the case, the abovenamed petitioner is directed to be released on regular bail on furnishing bail bond of Rs. 10,000/- (Rs. Ten thousand) with two sureties of the like amount each to the satisfaction of C.J.M. Nawada in connection with Nawada PS case no. 142 of 2017.

(Mohit Kumar Shah, J)

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