

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.70653 of 2019**

Arising Out of PS. Case No.-6 Year-2017 Thana- BATHNAHA District- Sitamarhi

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PACHU PASWAN Son of Mahesh Paswan, Resident of Village - Haribela,  
P.S.- Bathnaha, Distt - Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Ashhar Mustafa

For the Opposite Party/s : Mr.Nand Kishore Prasad

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**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA**  
**ORAL ORDER**

3      18-12-2019                      Heard both sides.

The petitioner apprehends his arrest in Bathnaha P.S.  
  
Case No.06 of 2017 registered under Sections 363A, 364 and  
366A of the Indian Penal Code and under sections 3 and 4 of the  
POCSO Act.

The informant named the petitioner along with other  
accused persons and alleged that they all kidnapped his minor  
daughter.

Learned counsel for the petitioner submits that the  
victim appeared and made her statement under section 164 of  
the Cr.P.C. She disclosed that she voluntarily left her house and  
solemnized marriage with the petitioner. She got a female child.  
The victim denied the factum of her kidnapping.

Having considered the facts that the victim has



already solemnized marriage with the petitioner and she got a female child and the victim denied the factum of her kidnapping, the petitioner, above named, in the event of his arrest or surrender before the learned court below within a period of four weeks from the date of receipt/production of a copy of this order, is directed to be enlarged 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 C.J.M., Sitamarhi in connection with Bathnaha P.S. Case No.06 of 2017, subject to the conditions as laid down under Section 438 (2) of the Code of Criminal Procedure.

**(Prabhat Kumar Jha, J)**

Harish/-

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