

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.17265 of 2020**

Arising Out of PS. Case No.-487 Year-2019 Thana- SAUR BAZAR District- Saharsa

DURBAL PANDEY @ DURBAL KUMAR PANDEY S/o Dhoray Pandey @  
Siyaram Pandey R/o village- Sakhour, P.S.- Sour Bazar (Pattarghat O.P.),  
District- Saharsa

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Ashok Kumar

For the Opposite Party/s : Mr.Md. Ataur Rahman

**CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA**  
**ORAL ORDER**

2      05-06-2020                      Heard learned counsel for the petitioner and learned  
counsel for the State.

Petitioner is accused in connection with POCSO-57,  
Sour Bazar (Patarghat O.P.) P.S. Case No. 487 of 2019  
registered under Sections 363, 366A and 34 of the I.P.C. and  
section 8 of POCSO Act.

Learned counsel for the petitioner submits that the  
petitioner, who is of clean antecedent, is innocent and has not  
committed any offence. In fact, the victim in her statement  
recorded under Section 164 Cr.P.C. has stated that she  
voluntarily performed marriage with the petitioner and nobody  
has kidnapped her, which is evident from Annexure-2. The  
petitioner is rotting in judicial custody since 24.12.2019.



Having considered the above facts and circumstances of the case, let the above named petitioner be released on bail on furnishing personal bond to the satisfaction of 1<sup>st</sup> Additional Sessions Judge -cum- Special Judge, POCSO, Saharsa in connection with POCSO-57, Sour Bazar (Patarghat O.P) P.S. Case No. 487 of 2019.

**(Arvind Srivastava, J)**

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