

**IN THE HIGH COURT OF JUDICATURE AT PATNA
(FROM RESIDENTIAL OFFICE VIA VIDEO APPLICATION)
CRIMINAL MISCELLANEOUS No.17318 of 2020**

Arising Out of PS. Case No.-32 Year-2019 Thana- PALANWA District- East Champaran

CHOTELAL SHARMA S/o Ramasish Sharma R/o village- Bhogari,
Sonarpatti, P.S.- Majhauria, District- West Champaran

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Sanjeev Kumar, Advocate

For the Opposite Party/s : Mr.Ram Anurag Singh, APP

**CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER**

3 01-09-2020 Heard learned counsel for the petitioner and Mr. Ram
Anurag Singh, learned APP for the State.

The petitioner in the present case is seeking anticipatory
bail in connection with Palanwa P.S. Case No. 32 of 2019 registered
for the offences punishable under Sections 363, 366A of the Indian
Penal Code and Section 8 of POCSO Act.

Learned counsel for the petitioner submits that it is a case
of false implication of the petitioner. The FIR has been lodged 40
days after the daughter of the informant went missing. It is further
submitted that because of some money dispute the petitioner has
been falsely implicated in this case.

Learned counsel further submits that the police has not
found any material to connect the petitioner with the allegation and it
is further submitted that the informant has not submitted his mobile
and his call details have not been examined by the investigating



officer. It is, thus, his submission that the petitioner deserves privilege of anticipatory bail.

Learned APP for the State has submitted that in course of investigation of this case the witnesses have come to support the allegations against the petitioner. The petitioner is said to have taken away the daughter of the informant who has yet not returned and in this regard it has also come that when the father of the petitioner was contacted he refused to talk to the Panches.

Having regard to the facts and circumstances of the case wherein there are allegations that this petitioner had taken away the daughter of the informant and the victim girl who is minor still not recovered, I am not inclined to grant anticipatory bail to the petitioner. The prayer for anticipatory bail is, thus, refused.

In case the petitioner surrenders and prays for regular bail in the learned court below within a period of four weeks from today, his prayer for regular bail shall be considered on its own merit without being prejudiced by the present order of this Court.

The application stands dismissed.

(Rajeev Ranjan Prasad, J)

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Note: The ordersheet duly signed has been attached with the record. However, in view of the present arrangements, during Pandemic period all concerned shall act on the basis of the copy of the order uploaded on the High Court website under the heading 'Judicial Orders Passed During The Pandemic Period'.

