

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27484 of 2020

Arising Out of PS. Case No.-16 Year-2020 Thana- ROHTAS District- Rohtas

HARIOM KUMAR Son of Radhe Shyam Chandrabansi Resident of Village-
Banjari Mahavir Asthan, P.S.- Rohtas, District- Rohtas.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rajani Kant Singh, Adv.

For the Opposite Party/s : Mr. Jharkhandi Upadhyay, APP

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

3 14-12-2020 Heard the learned counsel for the petitioner
and Sri Jharkhandi Upadhyay, the learned APP for
the State.

The petitioner seeks regular bail in connection
with Rohtas P.S. Case No. 16 of 2020, registered for
the offence punishable under Section 366A of the
Indian Penal Code.

The allegation is regarding the petitioner
having kidnapped the daughter of the informant
with the intention of marrying her.

The learned counsel for the petitioner has
submitted that the petitioner is innocent, he has
been falsely implicated in the present case, he is



having a clean antecedent and he is languishing in custody since 22.01.2020. The learned counsel for the petitioner has further submitted, by referring to the statement made by the victim girl under Section 164 Cr.P.C. before the learned Magistrate, that the victim girl has stated before the learned Magistrate that she had gone to roam about on her own volition and nobody had kidnapped her. The learned counsel for the petitioner has also submitted that the victim girl has denied to get herself medically examined.

Per contra, the learned APP has vehemently opposed the prayer for bail.

Having regard to the facts and circumstances of the case, considering the submissions made by the learned counsel for the petitioner and taking into account the materials available on record as also those available in the case diary, more particularly the statement made by the victim girl under Section 164 Cr.P.C. before the learned Magistrate wherein she has not alleged that the petitioner had indulged in any misdeeds and she



had not been kidnapped, I deem it fit and proper to direct for release of the petitioner on regular bail.

Accordingly, the above named petitioner is directed to be enlarged on bail on furnishing bail bonds of Rs. 10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned J.M. 1st Class, Dehri, District-Rohtas in connection with Rohtas P.S. Case No. 16 of 2020.

(Mohit Kumar Shah, J)

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