IN THE HIGH COURT OF JHARKHAND AT RANCHI
(Criminal Miscellaneous Jurisdiction)
B.A. No. 8759 of 2020

Vinay Kumar Goswami @ Vinay Singh Goswami **…..** Petitioner
Versus
The State of Jharkhand **…..** Opp. Party

CORAM: HON'BLE MR. JUSTICE KAILASH PRASAD DEO
(Through : Video Conferencing)

For the Petitioner : Mr. Lalit Yadav, Advocate.
For the State : Mr. Suraj Verma, A.P.P.

02/Dated: 10/11/2020

Heard, learned counsel Mr. Lalit Yadav on the instruction of learned for the petitioner, Mr. Vikash Kumar.

Learned counsel for the petitioner has submitted that the petitioner has prayed for grant of regular bail in connection with R.I.T. P.S. Case No. 110/2020, for the offence registered under Sections 363 / 366-A I.P.C. and Section 12 of POCSO Act.

Learned counsel for the petitioner has submitted that it is alleged that minor daughter of informant has been enticed and taken away by this petitioner. The doctor has assessed the age of the victim to be 17-18 years. The victim has been examined under Section 164 Cr.P.C. which has been brought on record as Annexure-2, but nothing has been alleged against the petitioner, rather it is alleged that she went along with the petitioner because of her own will and she has not stated anything against the petitioner, as such, petitioner may be enlarged on bail as he is in custody since 20.07.2020.

Learned counsel for the State, Mr. Suraj Verma, Additional Public Prosecutor has opposed the prayer for bail.

Considering the rival submissions of the parties, looking into the statement of the victim recorded under Section 164 Cr.P.C., this Court is inclined to enlarge the petitioner on bail. Petitioner is directed to be released on bail on furnishing bail bond of Rs. 20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each in connection with R.I.T. P.S. Case No. 110/2020 to the satisfaction of learned District & Additional Sessions Judge-I, Seraikella on the following conditions:

(i) One of the bailors shall be the deponent / pairvikar of the present case namely, Manoj Goswami, son of Laxmi Prasad Goswami, resident of Shiv Kali Mandir Road No. 7, Raidih, P.O. - Adityapur, P.S. - Adityapur, District - Seraikella, who has furnished photocopy of his UID Card bearing number 2783 7032 4039 before this Court in the bail application.

Office is directed to send the photocopy of UID Card bearing no. 2783 7032 4039 of deponent alongwith this order to the court below so as to verify the authenticity of the bailor.

(ii) Another bailor shall be father / mother / sister of the petitioner.

(iii) The Jail Authority shall release the petitioner only after his medical check-up.

(iv) The Civil Surgeon, Seraikella is directed to medically examine the petitioner at the time of his release and if he is infected with corona virus, he shall be taken for quarantine, but if no such requirement is there, he shall be released forthwith, if not wanted in any other case.

(v) The petitioner shall follow all the guidelines issued by the Government to meet the challenges of Covid-19, as presently Country is passing through pandemic of Covid-19.

Accordingly, the instant bail application is allowed.

(Kailash Prasad Deo, J.)

Sunil-Jay/