

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17052 of 2021

Arising Out of PS. Case No.-129 Year-2020 Thana- SIWAN CITY District- Siwan

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VIKASH KUMAR SONI @ VIKAH Son of Vinod Kumar Soni Resident of
Village - Nirala Nagar, P.S.- Siwan Town, Distt.- Siwan. Petitioner/s
Versus

1. The State of Bihar
 2. Ranjeet Sharma Son of Late Sri Ram Sharma Resident of Village - Nirala Nagar, P.S.- Siwan Town, Distt.- Siwan.
- Opposite Party/s

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Appearance :

For the Petitioner : Mr. Ajay Kumar Tiwary
For the Opposite Party/s : Mr. A.PP

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 10-12-2021 This matter has been taken up for hearing online
because of COVID-19 pandemic restrictions.

Heard learned counsel for the petitioner and learned
APP for the State.

Learned counsel for the petitioner is expected to
honour his undertaking to remove the defects as pointed out by
the office when called upon to do so by the office.

The instant application for anticipatory bail has been
filed by the petitioner apprehending his arrest in connection
with Siwan Town P.S. Case no. 129 of 2020 instituted for the
offence punishable under Sections 363, 366-A and 120-B of the
Indian Penal Code.

As per allegation in the FIR, minor daughter of the
informant namely, Isha Kumar, aged about 17 years was



abducted by the petitioner on motorcycle with an intention to marry her. In her statement recorded u/s 164 Cr.P.C, she stated that her age is 17 years and the petitioner performed marriage with her in Banaras but now the petitioner does not want to live with her and he sent her to Siwan.

Learned counsel appearing on behalf of the petitioner has submitted that petitioner is innocent and has been falsely implicated in this case. Statement of the victim girl recorded under Section 164 Cr.P.C. before the learned magistrate, wherein she has clearly stated that she was in love with the petitioner and with her own sweet will she has left her parental house and performed marriage with him.

Learned APP appearing for the State has opposed the prayer of bail.

Having heard learned counsel for the parties and taking into consideration that victim girl is minor and the thrust of accusation is against the petitioner, I am not inclined to grant bail to the petitioner and, as such, his application for bail is rejected.

(Sunil Kumar Panwar, J)

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