

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39783 of 2020

Arising Out of PS. Case No.-14 Year-2020 Thana- HARINMAR District- Munger

RUPAM RAJAK @ KRISHNA KUMAR son of Bahadur Rajak Resident of
Village- Jhauwa Bahaiyar, P.S.- Harinmar, District- Munger.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr.Ajit Kumar Singh
For the Opposite Party/s	:	Mr. Ganesh Prasad Singh, APP
For the informant	:	Mr. Manoj Kumar Singh, Adv.

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 14-09-2021 Heard learned counsel for the petitioner and the State
through virtual mode.

Learned counsel for the petitioner is directed to remove
the defect(s), as pointed out by the office, within a period of
four weeks.

The petitioner is apprehending his arrest in Harinmar P.S.
Case No. 14 of 2020, registered under Sections 366A, 506/34
of the Indian Penal Code and 8 of POCSO Act.

The allegation against the petitioner is that he along with
other accused persons have kidnapped the minor daughter of the
informant on the point of arms.

It has been submitted on behalf of the petitioner that the
petitioner has got no criminal antecedent. There is no allegation
of tampering of witnesses alleged against the petitioner. The



petitioner has been falsely implicated in the present case. The petitioner No. 1 is a lady. The informant has been recovered and her statement u/S 164 Cr.P.C. was recorded. In the statement of the victim recorded under Section 164 Cr.P.C., there is no allegation of sexual or physical assault alleged against the petitioner. The victim has stated that she was in love with the petitioner and she left house out of her sweet will. The other co-accused with similar allegation have been granted anticipatory bail by a coordinate bench of this court vide order dated 08-04-2021 passed in Cr. Misc. No. 36290 of 2020.

On behalf of the State, it is submitted that the petitioner is named in the Complaint Case/F.I.R.

Considering the aforesaid facts and circumstances of the case, the petitioner, above named, in the event of arrest or surrender before the learned court below within a period of twelve weeks from today, be released on anticipatory bail on his personal bond to the satisfaction of Sri Prashant Kumar, learned Additional District & Sessions Judge-Vith-cum-Exclusive Special Court (POCSO Act), Munger in connection with Harinmar P.S. Case No. 14 of 2020 subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.



Once the normalcy is restored, the petitioner shall furnish bail bonds of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each within a period of eight weeks to the satisfaction of the court concerned in connection with the aforesaid case.

(Sudhir Singh, J)

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