

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.8268 of 2022

Arising Out of PS. Case No.-57 Year-2021 Thana- MAHILA P.S District- West Champaran

1. VINOD RAM S/o Ranglal RAM Resident of Village- Chhatraul, P.S.-Laukaria, District- West Champaran.
2. Phool Kumari Devi W/o Vinod Ram Resident of Village- Chhatraul, P.S.-Laukaria, District- West Champaran.
3. Suresh Ram Son of Late Vindyachal Ram Resident of Village- Chhatraul, P.S.- Laukaria, District- West Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Krishna Kumar Singh, Advocate
For the Opposite Party/s : Mr.Syed Mojibur Rahman, APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 17-05-2022 Heard learned counsel for the petitioners and learned
A.P.P. for the State.

The petitioners seek bail in a case registered for the offences punishable under Sections 363, 366A and 34 of the Indian Penal Code read with Section 8 of the POCSO Act.

Learned counsel for the petitioners submits that the petitioners are in custody since 14.09.2021, are persons with clean antecedent and charge-sheet has been submitted in the case.

The informant alleges that her grand daughter aged about 15 years was kidnapped by Nandan, Vinod (petitioner no.1) Phool Kumari (petitioner no.2) Jitendra and Suresh (petitioner no.3) for the purpose of marriage on 24.06.2021 at



4:00 am.

Learned counsel for the petitioners submits that the petitioners have been falsely implicated in the present case, the victim has not supported the prosecution case rather has stated that she married Nandan and petitioners are father, mother and relatives of Nandan. It is further submitted that the date of occurrence is 24.06.2021 and the F.I.R. was instituted after an inordinate delay of nearly 40 days i.e., on 04.08.2021.

Learned A.P.P. for the State vehemently opposes the prayer for bail of the petitioners.

Considering the fact that the petitioners are in custody since 14.09.2021, charge-sheet has been submitted in the case, the petitioners are persons with clean antecedent and there is an inordinate delay in instituting the F.I.R., let the petitioners above named be released on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/successor court in connection with Bagaha Mahila P.S. Case No. 57 of 2021.

(Satyavrat Verma, J)

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