

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.30996 of 2021

Arising Out of PS. Case No.-185 Year-2020 Thana- KASIMBAZAR District- Munger

CHANDAN SINGH @ CHANDAN KUMAR Son of Sampat Kumar
Resident of Village - Rahua, P.S.- Lakhisarai, District - Lakhisarai (Bihar).

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Nakul Kumar Jamuar, Advocate.

For the Opposite Party/s : Mr. Ram Priya Sharan Singh, APP.

CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR
ORAL ORDER

2 19-01-2022 Heard Mr. Nakul Kumar Jamuar, learned Advocate for

the petitioner and Mr. Ram Priya Sharan Singh, learned APP for

the State.

The petitioner seeks bail in anticipation of his arrest in
connection with Kasim Bazar P.S. Case No. 185 of 2020
instituted for the offence under Section 366A/34 of the Indian
Penal Code and Section 8 of the POCSO Act.

The allegation against the petitioner is of having
abducted the minor daughter of the informant. The victim has
given her statement under Section 164 Cr.P.C. in which she has
disclosed her age to be 15 years. However she has stated that
she had married the petitioner of her own volition and not on
any threat or coercion by the petitioner.

Be that as it may, considering the fact that the victim



is a minor girl and the petitioner has chosen to marry her, I am not inclined to grant anticipatory bail to him.

The prayer for anticipatory bail is rejected.

However, if the petitioner surrenders before the Court below and seeks bail, the above noted facts as also that the petitioner as well as the informant are some way or the other related to each other shall be taken into consideration and an order shall be passed in accordance with law without being prejudiced by the fact that the present anticipatory bail application on his behalf has not been entertained.

The application stands dismissed.

(Ashutosh Kumar, J)

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