

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28050 of 2022

Arising Out of PS. Case No.-39 Year-2020 Thana- MAHILA P.S BAGHA District- West
Champaran

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1. Sanoj Ram S/O Satan Ram R/O Village- Pipariya, P.S.- Bagaha, District- West Champaran
 2. Satan Ram S/O Kamal Ram R/O Village- Pipariya, P.S.- Bagaha, District- West Champaran
 3. Kaushalya Devi W/O Satan Ram R/O Village- Pipariya, P.S.- Bagaha, District- West Champaran
 4. Nitu Devi W/O Saryug Ram R/O Village- Pipariya, P.S.- Bagaha, District- West Champaran
 5. Ashish Chaudhary S/o Mahendra Chaudhary R/o village- Pipariya, P.S.- Bagaha, District- West Champaran

... .. Petitioners

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioners : Mr.Brij Kishor Mishra, Advocate

For the Opposite Party : Mr.Ashok Kumar, Addl Public Prosecutor

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 26-09-2022 Heard learned counsel for the petitioners and the

State.

Petitioners apprehend their arrest in a case registered

for the offence punishable under Sections 366A/341/34 of the

Indian Penal Code sections 8 and 12 of the POCSO Act.

Prosecution's case in short is that the petitioners and

other accused persons kidnapped minor daughter of the

informant for solemnizing her marriage with petitioner no.1.

Learned counsel appearing for the petitioners submits

that the petitioners are innocent and have falsely been



implicated in this case. The victim in her statement recorded under Section 161 and 164 of the Cr.P.C. has stated that she solemnized her marriage with petitioner no. 1. As per the medical report doctor has opined age of the victim to be between 19 to 20 years. The victim is a major. The petitioners have clean antecedent as stated in para 3 of the bail petition. Similarly situated co-accused have already been allowed bail by a co-ordinate bench of this Court vide order passed in Cr.Misc.No. 27868/2022.

Considering the nature of allegation against the petitioners, in the event of arrest/surrender within six weeks from today, let the petitioners, named above, be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of the Additional Sessions Judge VII cum Special Judge POCSO, West Champaran, Bettiah in Bagaha Mahila Police Station Case No. 39 of 2020, subject to the conditions laid down under sections 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

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