

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.48276 of 2021

Arising Out of PS. Case No.-8 Year-2021 Thana- GAUNAHA District- West Champaran

PANNALAL CHAUDHARY S/o Late Hiralal Chaudhary R/o village- Manwa
Parsi, P.S.- Shikarpur, District- West Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Bashishtha Narayan, Advocate

For the Opposite Party/s : Mr. Anant Kumar, A.P.P.

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 11-03-2022 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor appearing for the State through
video conferencing.

Petitioner seeks regular bail in connection with
Gaunaha P.S. Case No. 08/2021 registered for the offence
punishable under Section 366(A) of the Indian Penal Code 1860
and Section 8 of the Protection of Children From Sexual Offences
Act.

The allegation, as per the First Information Report, is
that the petitioner abducted the daughter of the informant for the
purpose of marriage.

Learned counsel for the petitioner submits that the
petitioner has not committed any offence in the manner alleged
and he has falsely been implicated in this case with oblique



motive. He further submits that from perusal of the statement of the victim girl recorded under Section 164 Cr. P.C. (Annexure-2), it would be evident that the girl has disclosed her age before the learned Magistrate as 20 years and has stated that she was in love with the petitioner and her parents wanted to marry her with another boy which was not to the liking to the victim girl. Therefore, she called the petitioner and solemnized marriage in a temple. He next submits that in her medical examination, the Doctor has assessed the age of the victim girl between 17-19 years.

Regards being had to the submission made by the parties and taking into consideration the statement of victim girl recorded under Section 164 Cr. P.C. in which she has stated that she left her house voluntarily and solemnized marriage with the petitioner and has disclosed her age before the learned Magistrate as 20 years and the Doctor has assessed her age between 19-20 years, I am inclined to grant regular bail to the petitioner.

Accordingly, let the petitioner, above named, be released on regular bail on furnishing bail bonds of Rs.20,000/- (Twenty thousand) with two sureties of the like amount each to the satisfaction of learned Additional District & Sessions Judge-7th-cum-Special Judge (POCSO), Bettiah, Distt. West



Champaran, in connection with Gaunaha P.S. Case No. 08/2021.

(Anil Kumar Sinha, J)

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