

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9265 of 2021

Arising Out of PS. Case No.-31 Year-2020 Thana- NAYAGAON District- Begusarai

RUPA DEVI Wife of Vijay Kumar @ Bijay Ray @ Bijay Mandal Resident of
Village - Jawahar Nagar, P.S.- Chautham, District - Khagaria.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Binod Kumar

For the Opposite Party/s : Mr.APP

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 31-01-2022 This matter has been taken up for hearing online
because of COVID-19 pandemic restrictions.

Heard learned counsel for the petitioner and learned
APP for the State.

Learned counsel for the petitioner is expected to
honour his undertaking to remove the defects as pointed out by
the office when called upon to do so by the office.

The instant application for anticipatory bail has been
filed by the petitioner apprehending his arrest in connection
with Nayagaon P.S. Case no. 31 of 2020 instituted for the
offence under Sections 363, 366(A)/34 of the Indian Penal
Code and later on Section 376/34 of the IPC and Section 4 of
the POCSO Act has also been added.

The prosecution case relates to abduction of minor



grand-daughter of the informant with a view to marry her. Co-accused Sanjay Rai has handed over the victim girl to Akash Mandal and he has brought the victim girl to the house of this petitioner.

Learned counsel appearing on behalf of the petitioner has submitted that petitioner is innocent and has committed no offence. She is a lady and she has no concern with the alleged crime of abduction. Statement of the victim girl has got recorded under Section 164 Cr.P.C. wherein she has disclosed that she was in love with co-accused Akash Mandal and she has not made any specific allegation of overt act against the petitioner. Specific allegation is against co-accused Sanjay Rai and Akash Mandal.

Learned APP appearing for the State has opposed the prayer of Bail.

Having heard learned counsel for the parties and in the facts and circumstances of the case as stated above, this Court is inclined to enlarge the petitioner on bail. The petitioner is directed to surrender in the Court below within a period of four weeks from today and in the event of his arrest or surrender in connection with Nayagaon P.S. Case no. 31 of 2020, he will be enlarged on bail on furnishing bail bond of Rs. 10,000/-



(Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge VI-cum-Special Judge (POCSO) Act, Begusarai subject to the conditions as laid down under section 438(2) of the Cr.P.C.

(Sunil Kumar Panwar, J)

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