

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.66733 of 2021**

Arising Out of PS. Case No.-93 Year-2021 Thana- VAISHALI District- Vaishali

NITESH KUMAR S/o Hirdev Ram Resident of Village- Rampur Jarang, P.S.-
Vaishali (Belsar O.P.), District- Vaishali.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjay Kumar @ S.K.

For the Opposite Party/s : Mr.Dr.Mrityunjaya Kr.Gautam

**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER**

3 18-04-2022 Heard learned counsel for the parties.

The petitioner seeks bail in a case registered for the
offence under Section 363 / 366(A) of the Indian Penal Code.

It is submitted on behalf of petitioner that petitioner is
not named in the F.I.R. and he has falsely been implicated in this
case only on suspicion. Petitioner claims clean antecedent and
he is in custody since 08.09.2021.

However, learned A.P.P. for the State opposed the bail
petition and submitted that victim girl in her statement recorded
under Section 164 Cr.P.C. has specifically stated that this
petitioner alongwith two other co-accused persons forcibly
kidnapped her and tried to sexually assault.

In view of statement of the victim girl recorded under
Section 164 Cr.P.C., I am not inclined to grant bail to the



petitioner and same is, accordingly, rejected.

(Prabhat Kumar Singh, J)

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