

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.70566 of 2021

Arising Out of PS. Case No.-121 Year-2021 Thana- NAUTAN District- West Champaran

Chunnu Singh Son of Rajendra Singh Resident of Village - Shivrajpur
Gharaki, P.S.- Nautan, District - West Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjeev Kumar Shrivastava

For the Opposite Party/s : Mr.Parmanand Kumar

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 25-04-2022 Heard learned counsel for the petitioner and learned
A.P.P for the State.

The petitioner seeks bail in Nautan P.S. Case No. 121 of 2021, registered for the offence punishable under Section 366(A) of the Indian Penal Code and section 8 of the POCSO Act.

As per the FIR, petitioner is alleged to have kidnapped the minor daughter of informant.

It is submitted on behalf of the petitioner that petitioner has falsely been implicated in this case. The victim girl was medically examined and was assessed to be 16 to 17 years old and no sign of recent sexual assault was found. Petitioner is in custody since 26.07.2021 having no criminal antecedent.



Learned APP however, vehemently opposed the prayer for bail and submitted that the victim girl in her statement under Section 164 Cr.P.C duly supported the prosecution case wherein she disclosed her age to be 16 years and the court below has also assessed her age to be 16 years.

In view of statement of the victim girl under Section 164 Cr.P.C, I am not inclined to enlarge the petitioner above-named on bail. Accordingly, the same is rejected.

(Prabhat Kumar Singh, J)

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