

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3949 of 2023

Arising Out of PS. Case No.-142 Year-2022 Thana- JALALGARH District- Purnia

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Moharam @ Moharram S/O Late Naeemuddin Resident Of Village- Ram
Nagar, P.S.- Amour, District- Purnea (Bihar).

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Shankar Kumar

For the Opposite Party/s : Mr.Arun Kumar Pandey

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 19-06-2023 Heard learned counsel for the petitioner and

learned APP for the State.

The petitioner has prayed for regular bail in a case
registered for the offence punishable under sections 363,
366A of the Indian Penal Code.

As per FIR, the allegation against the petitioner
along with co-accuse persons is that they kidnapped the
daughter of the informant for the purpose of marriage.

Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. The
petitioner is own brother of co-accused, namely, Md.
Shahjan against whom, the allegation has been made to
entice away the victim for the purpose of marriage. The



petitioner has falsely been implicated in this case. As per statement of the victim recorded under Section 164 of the Cr.P.C. which is annexed with case diary, wherein the victim has not stated about any wrongdoings against the petitioner. It is further submitted that the petitioner is languishing in judicial custody since 01.10.2022.

Learned APP appearing for the state has opposed the prayer of regular bail.

Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as custody of the petitioner, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Jalalgarh P.S. Case No. 142 of 2022 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned 6th Additional Sessions Judge-cum-Special Judge, POCSO, Purnea.

(Sunil Kumar Panwar, J)

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