

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9254 of 2023

Arising Out of PS. Case No.-147 Year-2022 Thana- DHANAHA District- West Champaran

Santosh Yadav S/O Paras Yadav R/O Village- Bagahawa, P.S.- Dhanha, Distt-
West Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ashok Kumar Gupta
For the Opposite Party/s : Mr.Ram Priya Sharan Singh

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 17-04-2023 Heard learned counsel for the petitioner and

learned APP for the State.

The petitioner has filed the instant application

for grant of regular bail in a case registered for the

offences punishable under Sections 363, 366(A) of the

Indian Penal Code and Section 8 of POCSO Act.

The allegation against the petitioner is that he

enticed the minor daughter of the informant.

It is submitted by learned counsel for the

petitioner that the petitioner is innocent and he has



falsely been implicated in the present case. From perusal of the impugned order, it appears that victim has not whispered about the complicity of petitioner in her elopment, in her statement recorded under Section 164 of Cr.P.C. She has stated that she went with the petitioner with her own sweet will and lived with him. Moreover, the petitioner is languishing in judicial custody since 30.09.2022. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent.

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

Having heard learned counsel for the parties and taking into consideration the facts and circumstances of the case as well as period of custody, this Court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail in connection with Dhanha P.S. Case No. 147 of 2022 on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each



to the satisfaction of the learned Additional District &
Session Judge VII-cum-Special Judge POCSO Act, West
Champaran, Bettiah.

(Sunil Kumar Panwar, J)

Nirajkrs/-

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