

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5984 of 2023

Arising Out of PS. Case No.-30 Year-2021 Thana- BOCHAHAN District- Muzaffarpur

MANJU DEVI Wife of Sanjay Kumar Ray @ Sanjay Kumar Resident of
Village - Thatia Jasauli, P.S.- Musahari, District - Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Raju Kumar , Advocate

For the Opposite Party/s : Mr. Murli Dhar , Addl. Public Prosecutor

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 22-06-2023 Heard learned counsel for the petitioner and the
State.

Petitioner apprehends arrest in a case registered for
the offence punishable under sections 363, 366(A)/34 of the
Indian Penal Code.

It is alleged that the all the F.I.R named accused
persons including this petitioner kidnapped the minor daughter
of the informant.

It is submitted that petitioner has falsely been
implicated in this case merely because she happens to be mother
of co-accused Vikash Kumar. There was six days delay in
lodging the F.I.R for which there is no explanation. In fact
victim in her 164 Cr.P.C statement made specific allegation of
kidnapping against the co-accused Vikash Kumar and she did



not whisper anything against the petitioner. Hence, no case under section 366A of I.P.C is made out against the petitioner and section 363/34 of I.P.C. is bailable in nature. Petitioner claims clean antecedent.

Learned counsel for the State opposes the bail petition of the petitioner.

Considering the 164 Cr. P.C statement of the victim and circumstances of the case, in the event of arrest or surrender within six weeks from today, let the petitioner, as named above, be enlarged on bail on furnishing bail bond of Rs.10,000/-(ten thousand) with two sureties of the like amount each to the satisfaction of the learned Special Judge, Pocso act, Muzzafarpur in connection with Bochahan P.S. case no 30 of 2021, subject to the conditions laid down under section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

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