

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.10902 of 2023

Arising Out of PS. Case No.-89 Year-2021 Thana- INDUSTRIAL District- Bhagalpur

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Md. Samir S/O Md. Tanbir R/O Village- Habibpur, P.S.- Habibpur, Distt-
Bhagalpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Vivekanand Vivek

For the Opposite Party/s : Mr.Yogendra Kumar Singh

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 02-05-2023 Heard learned counsel for the petitioner and

learned APP for the State.

The petitioner is languishing in custody in a

case registered for the offences punishable under

Sections 366(A)/34 of the Indian Penal Code.

It is alleged by the informant that minor

daughter of the informant was kidnapped by all the F.I.R

named accused persons including the petitioner.

It is submitted by learned counsel for the

petitioner that petitioner is innocent and he has falsely

been implicated in this case. The petitioner and the

victim girl were known to each other and the victim girl

has accepted in her statement recorded under Section

164 Cr.P.C that she herself left the house and went



along with the petitioner to Kolkata. The victim has not whispered about any physical assault and dispute against the petitioner with her. The victim was medically examined by the doctor and she was found in between 16-18 years of age. The petitioner is languishing in custody since 10.07.2021. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent.

In the facts and circumstance of the case, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs. 10,000/-(Ten Thousands) with two sureties of the like amount each to the satisfaction of learned Additional District & Sessions Judge-VI-cum-Special Judge(POCSO Act), Bhagalpur in connection with Industrial P.S. Case No. 89 of 2021, POCSO Case No. 90 of 2021.

(Sunil Kumar Panwar, J)

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