

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9765 of 2023

Arising Out of PS. Case No.-475 Year-2021 Thana- BARACHATTI District- Gaya

Akhilesh Kumar S/O Late Raj Kumar Manjhi R/O Village- Partapi, P.S.-
Barachatti, Distt- Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Mahendra Thakur, Advocate

Mr. Vijay Kumar, Advocate

For the Opposite Party/s : Mr. Umanath Mishra, A.P.P

**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

2 03-05-2023 Learned counsel for the petitioner is permitted to
remove defect (s), as pointed out by the office, if any, within a
period of four weeks on resumption of physical mode.

Heard learned counsel for the petitioner and learned
A.P.P for the State.

The petitioner has preferred this application for grant
of regular bail in connection with Barachatti P.S. Case No. 475
of 2021 dated 14.08.2021 registered for the offences punishable
under sections 363 and 366A of the Indian Penal Code.

As per the prosecution case, the petitioner and the co-
accused persons are alleged to have kidnapped the minor grand-
daughter of the informant by enticing her.

Learned counsel for the petitioner has submitted that
the petitioner is innocent and has falsely been implicated in this
case. Learned counsel further submitted that the victim in her



statement recorded u/s 164 of the Cr.P.C has stated that she had left her house on her own will and contracted marriage with the accused person. Learned counsel further stated that as per the medical report the age of the victim is in between 17-18 years. There was love affair between the parties. The other co-accused person has already been granted bail by the Co-ordinate Bench vide order dated 16.07.2021 passed in Cr. Misc. No. 14035 of 2021. The petitioner has clean antecedent as stated in para 3 of the bail petition. The petitioner is in custody since 06.08.2022.

Learned A.P.P. for the State has vehemently opposed the bail petition of the petitioner.

Considering the aforesaid facts and circumstances of the case as well as the period of custody, the petitioner above-named, is directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court concerned, Sherghatti at Gaya in connection with Barachatti P.S. Case No. 475 of 2021.

The application stands allowed.

(Chandra Prakash Singh, J)

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