

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18465 of 2023

Arising Out of PS. Case No.-973 Year-2022 Thana- BIHAR District- Nalanda

Ramesh Kumar @ Sarvesh Kumar @ Prithvi @ Rakesh Kumar S/O K. D.
Ram @ Vijay Ram @ Vijay Kumar Resident Of Village- Asthawan, P.S-
Asthawan, District- Nalanda

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Anil Kumar Singh

For the Opposite Party/s : Mr.Md. Matloob Rab

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 27-06-2023 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 366A, of the Indian Penal Code and Section 8/12 of the POCSO Act.

As per FIR, the allegation against the petitioner is that he kidnapped 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. He has falsely been implicated in this case merely on the basis of suspicion. He has got no criminal antecedent. As per statement of the victim recorded under Section 164 of the Cr.P.C., which is annexed with case diary, wherein victim



stated that she was in love with this petitioner and she went with him with her own sweet will. It is further submitted that the petitioner is languishing in judicial custody since 23.12.2022.

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 POCSO Case No. 09 of 2023 arising out of Bihar Police Station Case No. 973 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 Additional Sessions Judge-VI-cum Special Judge POCSO Act, Nalanda at Bihar Sharif.

(Sunil Kumar Panwar, J)

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