

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.24274 of 2022

Arising Out of PS. Case No.-117 Year-2021 Thana- RUPAULI District- Purnia

HIMALAY KUMAR @ AMAN KUMAR Son of Mukesh Mandal Resident
of Village- Buddichak, Ward No. 06, P.S.- Rupauli (Mohanpur O.P.), District -
Purnea.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Bijendra Kumar Singh, Advocate

For the Opposite Party/s : Mr. Narendra Kumar Singh, APP

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

3 12-01-2023 Heard learned counsel for the parties.

The petitioner has preferred this application for grant
of regular bail in a case registered under sections 366A, 363,
341, 323, 504, 506 and 34 of the Indian Penal Code.

As per the prosecution case, the accused persons
including the petitioner herein kidnapped the 15 year old minor
daughter of the informant for the purpose of marriage.

It is submitted by learned counsel for the petitioner
that the petitioner has been falsely implicated in the case. Co-
accused Pankaj Mandal has been enlarged on anticipatory bail
by the learned court below itself. There is delay of 4 days in
lodging of the FIR. The petitioner is in custody since 19.7.2021
and has no criminal antecedent. Chargesheet has been submitted



in the case.

Heard learned APP for the State.

Having heard learned counsel for the parties and taking into consideration that not only the petitioner is named in the FIR but the minor daughter of the informant has made specific allegation of rape against this petitioner, the Court is not inclined to enlarge the petitioner on bail and the application is rejected.

Learned trial court is directed to expedite the trial.

(Partha Sarthy, J)

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