

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.24664 of 2023**

Arising Out of PS. Case No.-583 Year-2022 Thana- SITAMARHI District- Sitamarhi

SHIV SHANKAR MAHTO @ SHIVSHANKAR Son of Laxman Mahto R/V-
Chak Mahila Madhuban Road, P.S- Sitamrhi, Dist- Sitamarhi

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Virendra Kumar

For the Opposite Party/s : Mr.Sucheta Yadav

**CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER**

2 22-05-2023 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 363,
366A/34 of the Indian Penal Code.

As per FIR, the allegation against the petitioner is
that he abducted the daughter of the informant for the
purpose of ulterior motives.

Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. He has
falsely been implicated in this cas merely on the basis of
suspicion. FIR has been lodged after delay of two two days
without given any cogent reason. As per impugned order the



statement of the victim recorded under Section 164 of the Cr.P.C. wherein she stated that she went with this petitioner with her own sweet will and she did not whisper of any wrongdoings against the petitioner. It is further submitted that the petitioner is languishing in judicial custody since 25.01.2023.

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 Sitamarhi P.S. Case No. 583 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, Sitamarhi.

(Sunil Kumar Panwar, J)

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