

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.37919 of 2023**

Arising Out of PS. Case No.-212 Year-2022 Thana- UDAKISHUNGANJ District-
Madhepura

Chhotu Kumar Chaudhary Son Of Bilakshan Chaudhary Resident Of Village-
Khara, Ward No. 04, Ps- Udakishunganj, Distt- Madhepura Petitioner/s
Versus

The State of Bihar Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Uday Chand Prasad
For the Opposite Party/s : Mr. Kalyan Shankar

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

2 04-07-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner has prayed for bail in a case registered
for the offence punishable under sections 366A/34 of the Indian
Penal Code and section 8 of the POCSO Act.

As per allegation in the FIR, while the informant's
minor daughter has gone to offer the prayer in temple, petitioner
along with other accused persons kidnapped her for the purpose
of marriage. After getting information, informant went to the
house of the petitioner, then all FIR named accused persons
abused, assaulted and threatened him.

It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. No one is
the eye-witness of the said occurrence. In fact, informant had
taken a loan of Rs. 50,000/- from the father of the accused and



with a view to grab the entire amount, this false case has been lodged with concocted story. . In statement of the victim girl recorded u/s 164 Cr.P.C. she ahs stated that one of the accused persons tried to outrage her modesty. There is no allegation of physical misbehavior or physical abuse against this petitioner. He has got no criminal antecedent and languishing in judicial custody since 20.03.2023.

The application for bail is opposed by learned APP for the State.

Having heard learned counsel for the parties and considering the facts and circumstances of the case, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned Additional Sessions Judge VI-cum-Special Judge, POCSO, Madhepura in connection with Udakishunganj P.S. Case No. 212 of 2022.

(Sunil Kumar Panwar, J)

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