

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.48992 of 2023

Arising Out of PS. Case No.-245 Year-2022 Thana- GAUNAHA District- West Champaran

KUNDAN RAM @ KUNDAN KUMAR SON OF LATE TETAR RAM
RESIDENT OF VILLAGE - PAKADI KALA, P.S. - GAUNAHA, P.O. -
BELSANDI PANCHAYAT MATIYARIYA, DISTRICT - WEST
CHAMPARAN

... .. Petitioner/s

Versus

THE STATE OF BIHAR, PATNA

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sujeet Kumar

For the Opposite Party/s : Mr.Ashok Kumar Singh

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 10-08-2023 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for regular bail in a case
instituted for the offence under Sections 363, 366(A), 34 of the
Indian Penal Code and Section 8 of the POCSO Act.

3. The allegation against the petitioner along with
others is of abducting the daughter of the informant for the
purpose of marriage.

4. It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. He has
committed no offence. He submitted that the victim girl has
recovered and her statement has been recorded u/s 164 of the
Cr.P.C., wherein, she stated that she went on her own sweet-will



Kanyakumar, Delhi and Kerala and called this petitioner thereafter, solemnized Court marriage with him as well as with the consent of both guardian and a Marriage Certificate is annexed as annexure-3 with this petition. He further submitted that the victim girl does not whisper about the complicity of this petitioner. Petitioner has got no criminal antecedent as stated in para-3 of the bail petition. He is languishing in judicial custody since 24.05.2023.

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

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as period of custody, 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 Court below in connection with Gaunaha P.S. Case No. 245 of 2022.

(Sunil Kumar Panwar, J)

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