

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.55620 of 2023

Arising Out of PS. Case No.-434 Year-2023 Thana- PURNEA SADAR District- Purnia

MD. SARFUDDIN @ MD. SAFFO @ MD. SARFUDDIN ANSARI SON
OF LATE MD. FARID RESIDENT OF VILLAGE - GULABBAGH, ZERO
MILE, P.S. - SADAR, DISTRICT – PURNIA

... .. Petitioner/s

Versus

THE STATE OF BIHAR PATNA

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Dr. Bidhu Ranjan, Adv.

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

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 10-10-2023 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in a case registered for the offences punishable under Sections 341, 342, 353, 366A, 370A, 370(5), 371, 372, 373, 376, 120B of the Indian Penal Code, Sections 3, 4, 5, 6, 7 and 9 of the Immoral Trafficking Act, Section 75, 81 and 84 of the J.J. Act, 2015 and Sections 3, 4, 5, 6, 7, 8, 9, 10 of the POCSO Act.

3. The allegation against the petitioner is that he along with other co-accused persons was involved in human trafficking.



4. It is submitted by learned counsel for the petitioner that petitioner is quite innocent and has committed no offence. No such occurrence as alleged has ever taken place. He has been falsely implicated in this case due to ulterior motive. The allegation levelled against the petitioner is totally false and based on concocted facts. He has been made accused in the present case merely on the basis that he is a resident of the red light area. It is further submitted that though the victim Kalpana Singh was recovered from the house of the petitioner and disclosed the name of the petitioner in her statement recorded under Section 161 Cr.P.C., but she has not taken the name of the petitioner in her statement recorded under Section 164 Cr.P.C. He further submits that no complaint was filed by the parents of the victim for her missing. Petitioner has no criminal antecedent as mentioned in para-3 of this application.

5. Learned APP for the State opposed the prayer for bail.

6. Having regard to the facts and circumstances of the case and considering the nature of the offence, I am not inclined to enlarge the petitioner on bail. The prayer for bail of the petitioner is hereby rejected.



7. However, if petitioner surrenders before the learned Court below within six weeks from today and seeks regular bail, the learned Court below shall pass order on the same day in accordance with law without being prejudiced by this order.

(Anjani Kumar Sharan, J)

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