

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.56332 of 2023

Arising Out of PS. Case No.-46 Year-2023 Thana- RAJAON District- Banka

Binod Kumar @ Vinod Kumar S/O Late Kailash Prasad Singh R/O Village-
Rampur, P.S.- Rajoun, Dist.- Banka

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Akash Kumar Mishra, Adv

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

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 15-09-2023 Heard learned counsel for the petitioner, learned
counsel for the Informant and learned Additional Public
Prosecutor for the State.

2. The petitioner is apprehending his arrest in a case
registered for the offence punishable under Sections 366A/34 of
the Indian Penal Code and section 4 of the POCSO Act.

3. Allegation against the petitioner is that petitioner
and other co-accused kidnapped the victim minor girl.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in this
case. He submits that no specific overt act has been attributed
against the petitioner. The allegation against the co-accused
Pawan Kumar, who kidnapped the victim girl. The statement of
victim girl was recorded under section 164 of the Cr.P.C in



which she has stated that she went with Binod Kumar at his house and stayed there all night and returned back to her home in the morning. In the impugned order, it is mentioned that victim girl is minor as her age is 15 years.

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

6. Without going into the merits of the present case, as the victim girl is minor, I am not inclined to enlarge the petitioner on bail. Accordingly, his prayer for anticipatory bail is rejected in connection with Rajoun P.S. Case No. 46 of 2023.

7. Accordingly, the application for grant of anticipatory bail is dismissed.

(Anjani Kumar Sharan, J)

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