

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.58717 of 2023**

Arising Out of PS. Case No.-8 Year-2023 Thana- SULTANGANJ District- Bhagalpur

RAHUL KUMAR SAH @ RAHUL KUMAR GUPTA Son of Lalan Sah R/o
vill - Masumganj, P.S. - Asarganj, Distt. - Munger

... .. Petitioner/s

Versus

THE STATE OF BIHAR, PATNA

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Puja Kumari

For the Opposite Party/s : Mr.Shailendra Kumar

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

2 01-09-2023 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 366, 506/34 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 solemnization of marriage, when the daughter of the
informant went to attend the nature's call.

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 fled away from her house



and reached Bhagalpur Station and called the petitioner, thereafter they both went to Delhi and solemnized marriage with him. He further submitted that the victim girl has medically examined and the Medical Officer determined her age is 17 to 19 years. Petitioner has got no criminal antecedent as stated in para-3 of the bail petition. He is languishing in judicial custody since 15.02.2023.

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 Sultanganj P.S. Case No. 08 of 2023.

(Sunil Kumar Panwar, J)

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