

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.63022 of 2023

Arising Out of PS. Case No.-292 Year-2021 Thana- BIRAUL District- Darbhanga

KOMAL KUMAR CHOUDHARY @ KOMAL CHOUDHARY SON OF
SIYA RAM CHOUDHARY R/O VILLAGE- MANIKPUR, P.S.- BIRAUL,
DISTRICT- DARBHANGA

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Vinay Kumar Mishra, Advocate

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

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 17-10-2023 Heard learned counsel for the petitioner and the

State.

2. Petitioner apprehends arrest in a case registered for
the offence punishable under sections 363 , 366(A) , 504, 323 ,
506 and 34 of the Indian Penal Code and Section 3 and 4 of
POCSO Act 2012.

3. As per the prosecution case, all the FIR named
accused persons including this petitioner kidnapped the minor
daughter of the informant.

4. It is submitted by learned counsel for the petitioner
submits that victim in her statement recorded under section 164
Cr. P . C . statement denied the prosecution case and stated that
she has love affairs with the petitioner Komal Choudhary and



she voluntarily left her house and went to Samastipur with him.

Petitioners claims clean antecedent.

5. Learned counsel for the State opposes the bail petition of the petitioner.

6. Considering the statement of victim recorded under section 164 Cr. P . C and circumstances of the case, in the event of arrest or surrender within six weeks from today, let the petitioner, as named above, be enlarged on bail on furnishing bail bond of Rs.10,000/-(ten thousand) with two sureties of the like amount each to the satisfaction of the learned Exclusive Special Judge , (Pocso) Darbhanga in connection with Biraul P.S. case No. 292 of 2021 , subject to the conditions laid down under section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

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