

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65848 of 2023

Arising Out of PS. Case No.-65 Year-2023 Thana- ADAPUR District- East Champaran

Alok Kumar Son Of Rakesh Singh Resident Of Village- Kachurbari, Ps-
Adapur (HARPUR OP), Distt- East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Anil Kumar, Advocate

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

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

3 13-12-2023 1. Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner has preferred this application for
grant of regular bail in connection with Adapur P.S. Case No. 65
of 2023, registered under sections 363, 366A and 34 of the
Indian Penal Code and Sections 6 and 8 of the POCSO Act.

3. As per the prosecution case, the informant states
that the petitioner and co-accused Kawal Paswan took away his
16 year old daughter. Similar occurrence has occurred in the
past also.

4. Learned counsel for the petitioner submits that
petitioner has been falsely implicated in the case. The daughter
of the informant returned and her statement was recorded under
section 164 Cr.P.C wherein she has not supported the



prosecution case. Co-accused Kawal Paswan has been enlarged on bail vide order dated 6.12.2023 passed in Cr. Misc. no. 65135 of 2023. The petitioner is in custody since 27.7.2023 and charge-sheet has been submitted in this case.

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

6. Having heard learned counsels for the parties and taking into consideration the material that has transpired in course of investigation especially the contents of the statement of the informant's daughter recorded under section 164 Cr.P.C, the grant of bail to co-accused Kawal Paswan and charge-sheet having been submitted in the case, the petitioner is directed to be enlarged on bail in connection with Adapur P.S. Case No. 65 of 2023, on furnishing bail bond of Rs. 10,000- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Addl. Sessions Judge 7th-cum-Special Judge, POCSO, East Champaran at Motihari.

(Partha Sarthy, J)

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