

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.64252 of 2023

Arising Out of PS. Case No.-124 Year-2023 Thana- CHANPATIA District- West Champaran

BIPUL MISHRA @ BIPUL KUMAR MISHRA SON OF RAJESHWAR
MISHRA RESIDENT OF VILLAGE - BARVACHAP, P.S. - CHANPATIA,
DISTRICT - WEST CHAMPARAN

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Abhishek
For the Opposite Party/s : Mr.Rita Verma

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 28-11-2023 Heard learned counsel for the petitioner and learned
APP for the State.

2. The instant application for regular bail has been
filed by the petitioner registered for the offence punishable
under Sections 366(A) of the Indian Penal Code and Section
8/12 of POCSO Act.

3. Prosecution case relates to abduction of minor
daughter of the informant by the petitioner with an intention to
marry her.

4. Learned counsel appearing on behalf of the
petitioner has submitted that petitioner is innocent and has
committed no offence. The petitioner is not named in the FIR.
His name was transpired during course of investigation. From
perusal of statement of victim, it seems there is love affair and



consensual physical relationship between the petitioner and victim. she was in talking term with the petitioner since long. The petitioner is languishing in judicial custody since 27.6.2023. Moreover, other co-accused Anup Kumar has already been enlarged on bail granted by this court vide order dt. 10.10.2023 passed in Cr. Misc. No. 37947 of 2023.

5. Learned APP appearing for the State and learned counsel appearing for the informant have opposed the prayer of Bail and submitted that victim is minor girl.

6. Considering the facts and circumstances of the case as well as custody period of the petitioner, this court is inclined to enlarge him on bail. The above named petitioner is directed to be enlarged on bail after framing of charge 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 Special Judge, POCSO-cum-ADJ-VI, West Champaran, Bettiah in connection with Chanpatiya P.S. Case No. 124 of 2023.

(Sunil Kumar Panwar, J)

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