

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.67969 of 2023

Arising Out of PS. Case No.-482 Year-2022 Thana- LALGANJ District- Vaishali

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NILESH KUMAR SON OF ARBIND RAI VILLAGE- BAASDEO PATTI,
PS- SARAIYA, DIST- MUZAFFARPUR

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

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

For the Opposite Party/s : Mr.Ram Priya Sharan Singh, APP

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CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 18-10-2023 Heard learned counsel for the petitioner and Mr.
Ram Priya Sharan Singh, learned APP for the State.

2. The petitioner is in custody in connection with
Lalganj P.S. Case No. 482 of 2022, POCSO G.R. No. 18 of
2023 for the offence under Sections 365, 366, 34 of the Indian
Penal Code.

3. As per prosecution, petitioner is said to have
kidnapped the victim girl.

4. Learned counsel for the petitioner submits that
petitioner is in custody since 16.01.2023. He further submits
that petitioner and victim girl was relationship with each other
and they have got married. He further submits that victim girl is
staying with the petitioner's family.

5. Considering the aforesaid facts, the petitioner,
named above, is directed to be released on bail on furnishing



bail bonds of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Addl. District and Sessions Judge-VI-cum- Exclusive Special Judge, POCSO, Vaishali at Hajipur in connection with Lalganj P.S. Case No. 482 of 2022, POCSO G.R. No. 18 of 2023.

6. The Court below is directed to verify the fact as to whether the victim girl is staying together with the petitioner's family or with the informant's family. If the victim girl is found staying with petitioner's family, the bail bond of the petitioner shall be accepted. If the victim girl is found staying with informant's family then the bail bond of the petitioner shall not be accepted and the matter will be reported back to this Court.

7. With the aforesaid observation and direction, this application is disposed of.

(Sandeep Kumar, J)

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