

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.69733 of 2023

Arising Out of PS. Case No.-668 Year-2022 Thana- MAJHAULIA District- West Champaran

SANTOSH KUMAR @ SANTOSH MUKHIYA Son of Rameshwar Mukhiya
Resident of Village-Mahanwa Dumari, P.S. Manjhauriya, District-West
Champaran.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Sanjeev Kumar Shrivastava, Advocate

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

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

2 01-11-2023 Heard learned counsel for the petitioner as well as
learned Additional Public Prosecutor for the State.

2. The petitioner apprehends his arrest in connection
with Majhauriya P.S. Case No. 668 of 2022, registered for the
offences punishable under Sections-366(A), 504, 506/34 of the
Indian Penal Code and 8/12 of the POCSO Act.

3. Prosecution case in short is that while the
informant's daughter went to attend the call of nature, the
accused persons named in the FIR put gamchha over her face
and abducted for the purpose of illegal intent.

4. Learned counsel for the petitioner has submitted
that the petitioner has falsely been implicated in the present case
due to previous dispute between the parties. The victim in her



statement recorded under Section 164 of the Cr. P.C. has stated that she went with the petitioner as per her own sweet will and she has solemnized marriage with the petitioner.

5. On the other hand, learned Additional Public Prosecutor appearing for the State has opposed the prayer for bail.

6. Considering the above-mentioned facts and circumstances, let the petitioner, named above, in the event of his arrest or surrender within four weeks before the learned court below, be released on anticipatory bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge, POCSO-cum-A.D.J.-VI, West Champaran, Bettiah in connection with Majhauriya P.S. Case No. 668 of 2022, subject to the conditions as laid down under section 438(2) of the CrPC.

(Nawneet Kumar Pandey, J)

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