

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.63297 of 2022

Arising Out of PS. Case No.-111 Year-2022 Thana- BIRAUL District- Darbhanga

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AMLESH YADAV @ AMLESH KUMAR YADAV S/O SURENDRA
YADAV Resident of village- Baghaul, P.S.- Baheri, District- Darbhanga.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vinay Kumar Mishra
For the Opposite Party/s : Mr. Rabindra Kumar

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CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

2 06-01-2023 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner apprehends his arrest in connection
with Biraul P.S. Case No. 111 of 2022 registered under Sections
363, 366A/34 of the Indian Penal Code and section 3/4 of the
POCSO Act.

Learned counsel appearing on behalf of the petitioner
submits that petitioner is innocent and has falsely been
implicated in the present case. The victim girl is a major lady. In
course of investigation, the victim girl was recovered and her
statement was recorded under Section 164 of the Cr. P.C. in
which she disclosed that the victim solemnized marriage with
the petitioner in Arya Samaj Mandir according to her own will
and obtained Marriage Certificate, as detailed in Annexure nos.



3 and 4 to the bail application. No one has kidnapped her. Further he submits that petitioner has no criminal antecedent.

Having considered the facts and circumstances of the case, let the above named petitioner be released on bail, in the event of arrest or surrender before the learned Court below within a period of four weeks from today, on furnishing personal bond to the satisfaction of the Special Judge, (POCSO), Darbhanga in connection with Biraul P.S. Case No. 111 of 2022, subject to the condition as laid down under Section 438(2) of the Cr. P.C.

(Arvind Srivastava, J)

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