

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.63797 of 2022**

Arising Out of PS. Case No.-113 Year-2022 Thana- CHAUSA District- Madhepura

Deepak Kumar @ Deepak Kumar Paswan Son Of Jaldhar Paswan R/O Vill.-
Dahra, P.S.- Warari Semapur, Distt.,- Katihar Petitioner/s
Versus

The State of Bihar Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Uday Chand Prasad
For the Opposite Party/s : Mr.Indu Kumari Srivastava

**CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER**

3 19-06-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner has prayed for bail in a case registered
for the offence punishable under sections 363, 366, 376 of the
Indian Penal Code.

As per allegation in the FIR, petitioner and other
accused persons enticed the informant's minor daughter and
kidnapped her by scorio.

Learned counsel appearing on behalf of the petitioner
has submitted that petitioner is innocent and has committed no
offence. No one is the eye witness of the occurrence. There is
delay of seven days in lodging the FIR, which creates doubt in
authenticity of the prosecution story. Petitioner has got no
criminal antecedent and he is languishing in judicial custody
since 8.6.2022.



Learned APP appearing for the State has opposed the prayer of bail and submitted that statement of the victim girl was recorded under Section 164 Cr.P.C., wherein she has made direct allegation of wrong doing against the petitioner.

Having heard learned counsel for the parties and taking into consideration that there is direct allegation of committing wrong against the petitioner upon the minor girl of the informant, I am not inclined to grant bail to the petitioner and, as such, his application for bail is rejected.

The trial court is directed to expedite and conclude the trial.

(Sunil Kumar Panwar, J)

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