

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.67161 of 2023**

Arising Out of PS. Case No.-35 Year-2023 Thana- CHUTIA SAHAYAK District- Rohtas

Govinda Baitha @ Govind Kumar, Son Of Nagina Baitha R/O.- Village-  
Tilokar, P.O.- Tilokhar, P.S.- Chutia, District- Rohtas.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Ms. Sweta Singh, Advocate

For the Opposite Party/s : Ms. Meena Singh, APP

**CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN**  
**ORAL ORDER**

2      17-10-2023                      Heard learned counsel for the petitioner and learned  
A.P.P. for the State.

2. The petitioner seeks regular bail in connection with  
Chutiya P.S. Case No. 35 of 2023, lodged on 11.07.2023 under  
Sections 341, 323, 504, 506, 366(A) & 34 of the Indian Penal  
Code.

3. As per the prosecution case, the informant has filed  
FIR about kidnapping of his daughter at the hands of 3 named  
accused persons including the present petitioner.

4. Learned counsel for the petitioner submits that the  
petitioner is innocent and has committed no offence. He submits  
that the alleged victim has recovered and got her statement  
recorded under sections 161 and 164 Cr.P.C. He further submits  
that it is a completely concocted story alleged against the  
petitioner. He further submits that the antecedent of the petitioner



is clean and he is in custody since 22.07.2023. Learned counsel submits that at the instance of informant not only petitioner rather entire family members were made accused.

5. Learned APP for the State opposes the prayer for bail of the petitioner and submits that from the rejection order dated 01.08.2023 passed by Additional District and Sessions Judge-VII-cum-Exclusive Special Court, POCSO, it appears that in the statement under section 164 Cr.P.C, the alleged victim has made allegation against the petitioner of kidnapping and also levelled allegation of establishing physical relationship forcefully with her.

6. In the present facts and circumstances, I am not inclined to grant regular bail to the petitioner.

7. Accordingly, the prayer for regular bail of the petitioner in connection with Chutiya P.S. Case No. 35 of 2023, pending before the learned Additional District and Sessions Judge-VII-cum-Exclusive Special Court, POCSO Act, Sasaram is hereby rejected.

**(Dr. Anshuman, J.)**

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