

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.68289 of 2022**

Arising Out of PS. Case No.-377 Year-2022 Thana- MOTIHARI MUFASIL District- East  
Champaran

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Ranjan Kumar, Son of Rajesh Baitha, R/V- Kudwa Chainpur, P.S- Kudwa  
Chainpur, District- East Champaran.

... .. Petitioner/S

Versus

The State of Bihar.

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Abhishek Kumar, Advocate  
For the Opposite Party/s : Mr. Uday Pratap Singh, APP

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**CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA**  
**ORAL ORDER**

2      15-03-2023                      Heard learned counsel appearing on behalf of the  
  
petitioner and learned counsel appearing on behalf of the State.

Let the defect(s), if any, be removed within a period  
  
of four weeks from today.

The petitioner seeks bail in connection with P.Tr. No.  
  
49/2022, arising out of Muffasil P.S. Case No. 377 of 2022  
  
registered for the offence under Sections 363, 366(A), 34 of the  
  
Indian Penal Code and Section 8 of POCSO Act.

The accused/petitioner is named in the F.I.R. and is in  
  
custody since 23.05.2022.

The allegation against the petitioner is to kidnap the  
  
minor sister of the informant, aged about 17 years alongwith  
  
other co-accused persons for the purpose of illicit intercourse.



Learned counsel appearing on behalf of the petitioner submitted that petitioner has been falsely implicated in this case and the fact can be gathered from the statement of the victim as recorded under Section 164 of the Cr.P.C. where she failed to name this petitioner by stating any incriminating circumstances. It is also submitted that thrust of allegation is available against co-accused, namely, Navneet Kumar @ Navneet Singh. While concluding the argument, it is submitted that petitioner is a man of clean antecedent and moreover, investigation of this case is completed, for which charge-sheet has been submitted, as such, there is no chance of tampering with the evidence.

Learned APP, opposes the prayer of bail.

Considering the facts and circumstances as mentioned above and by taking note of statement of victim as recorded under Section 164 of Cr.P.C. where she failed to suggest any incriminating circumstances against this petitioner, coupled with the fact that charge-sheet has been submitted, let the petitioner, above named, be directed to be released on bail in connection with P.Tr. No. 49/2022, arising out of Muffasil P.S. Case No. 377 of 2022 on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the



satisfaction of learned 6<sup>th</sup> Additional Sessions Judge-cum-Special Judge, POCSO Act, Motihari, District- East Champaran/concerned Court, subject to the conditions as mentioned under Section 437(3) of the Cr.P.C.

(Chandra Shekhar Jha, J)

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