

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.66637 of 2022

Arising Out of PS. Case No.-92 Year-2019 Thana- KHUTAUNA District- Madhubani

Sanjeet Kumar Ram @ Bholta S/O Upendra Ram R/O Village- Baghaul, P.S.-
Babubarhi, Distt- Madhubani.

... .. Petitioner/s

Versus

The State of Bihar

.. ... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shailendra Kumar Jha, Advocate

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

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 23-02-2023 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 Khutauna
P.S. Case No. 92 of 2019 registered for the offence under Sections
363(A), 379 and 34 of I.P.C.

The accused/petitioner is named in the F.I.R. and is in
custody since 27.08.2022.

The allegation against the petitioner is to kidnap the
minor daughter of informant, aged about 15 years alongwith other
co-accused persons for the purpose of illicit intercourse..

Learned counsel appearing on behalf of the petitioner
submitted that victim girl is major, aged about 19 years and she
solemnized her marriage with petitioner out of her own sweet will



and in support of submissions relied upon Annexure-2 of main bail petition. It is also submitted that from the statement of victim, as recorded u/s 164 of the Cr.P.C., the maximum allegation is of misbehaving and not of any sexual assault. While concluding the argument, it has been submitted that 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 the nature of allegation, where victim solemnized her marriage with petitioner out of her own sweet will, coupled with the fact that charge-sheet has been submitted, let the petitioner, above named, is directed to be released on bail in connection with Khutauna P.S. Case No. 92 of 2019 on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned J.M. Ist Class, Jhanjharpur, District-Madhubani/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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