

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.72624 of 2022**

Arising Out of PS. Case No.-86 Year-2022 Thana- SULTANGANJ District- Bhagalpur

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RABI KUMAR @ PAMPAM Son of Binod Tanti R/V- Gopal Road,  
sultanganj, P.S- Sultanganj, Dist- Bhagalpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Sharda Nand Mishra

For the Opposite Party/s : Mr.Ajay Kumar Jha

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

4      19-04-2023                      Heard learned counsel for the petitioner and learned  
APP for the State.

The petitioner has prayed for bail in a case instituted for  
the offence under Sections 363, 366-A and 376 of the Indian Penal  
Code and Sections 4 and 17 of the POCSO Act.

The allegation against the petitioner and another is of  
kidnapping the daughter of the informant for the purpose of  
marriage.

It is submitted by learned counsel for the petitioner that  
petitioner has been falsely implicated in this case. He has  
committed no offence. There was love affairs between victim and  
petitioner. He submitted that the victim had gone with the  
petitioner out of her sweet will. The victim girl has recovered.  
Petitioner is languishing in judicial custody since 11.04.2022.



Learned APP for the State has opposed the application for bail and submitted that victim girl has recovered and stated in her statement recorded u/s 164 of the Cr.P.C., that this petitioner had taken her to Barodara and thereafter in the night he committed rape upon her. She further stated that other co-accused namely, Kundan Kumar Tanti also snatched Rs. 30,000/- along with other articles and threatening her not to disclose his name.

Having heard the learned counsel for the parties and considering the nature of allegation, this court is not inclined to enlarge the petitioner on bail and, as such, his prayer for bail stands rejected.

The trial Court is directed to conclude the trial expeditiously.

**(Sunil Kumar Panwar, J)**

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