

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3142 of 2023

Arising Out of PS. Case No.-108 Year-2021 Thana- NATHNAGAR District- Bhagalpur

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ASHUTOSH KUMAR @ MITTHU Son of Binay Mandal Resident of Village
- Naya Tola Sahpur, P.S.- Nathnagar, District - Bhagalpur.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Rajive Ranjan Singh

For the Opposite Party/s : Mr.Md. Anbzarul Haque Sahara

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 17-03-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner apprehends his arrest in connection
with Nathnagar P.S. Case No.108 of 2021, registered for the
offences punishable under Sections 366(A), 379 and 34 of the
Indian Penal Code.

Accusation is of kidnapping the daughter of the
informant.

Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
present case. The petitioner has got no criminal antecedent as
stated in paragraph-3 of the bail petition. It is further submitted
that at present the victim girl is residing with the petitioner. It is
submitted that the victim girl has not supported the prosecution



case in her statement recorded under Section 164 Cr.P.C.

The learned APP for the State opposed the prayer for grant of anticipatory bail to the petitioner.

Considering the fact that the victim girl has not supported the prosecution case in her statement recorded under Section 164 Cr.P.C., let petitioner, above named, in the event of his arrest or surrender before the learned court below within a period of six weeks from today, be enlarged on bail on furnishing bail bond of Rs.25,000/- (rupees twenty five thousand) with two sureties of the like amount each to the satisfaction of learned Additional District & Sessions Judge-VI-cum-Special Judge, POCSO, Bhagalpur in connection with Nathnagar P.S. Case No.108 of 2021, subject to the conditions laid down under Section 438 (2) of the Code of Criminal Procedure.

(Anjani Kumar Sharan, J)

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