

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.977 of 2023

Arising Out of PS. Case No.-390 Year-2022 Thana- HARSIDHI District- East Champaran

Pankaj Kumar @ Pankaj Kumar Rajak S/O Lal Babu Rajak @ Lal Babu
Baitha R/O Village- Sabaiya, P.S- Turkauliya, District- East Champaran
... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s :	Mr.Madhurendra Kumar, Advocate
For the Opposite Party/s :	Mr.Dr.Mrityunjaya Kr.Gautam, APP
for the informant	Mr. Rashmi Jha, Advocate

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 08-05-2023 Heard learned counsel for the petitioner, the State
and the informant.

Petitioner apprehends arrest in a case registered for
the offence punishable under sections 366A/504/34 of the
Indian Penal Code and sections 8 and 10 of the POCSO Act.

As per the prosecution case, this petitioner along with
his accomplice kidnapped minor daughter of the informant who
is still traceless.

Learned counsel for the petitioner submits that there is
delay of 4 days in lodging of the FIR and there is no explanation
of delay. During investigation, witnesses have stated that the
victim was in love with co-accused Abhimanyu Kumar and both
of them left the house voluntarily and petitioner has been made
accused in this case only because he is friend of said co-



accused. Petitioner claims clean antecedent.

Learned counsel for the State and the informant oppose the prayer for bail. They submit that there is specific allegation against the petitioner that he along with other co-accused kidnapped minor daughter of the informant which fact is also supported by the CCTV footage. The victim is still traceless.

Considering the nature and gravity of allegation, prayer for bail of the petitioner is rejected.

(Prabhat Kumar Singh, J)

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