

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17621 of 2024

Arising Out of PS. Case No.-174 Year-2023 Thana- PHENHARA District- East Champaran

Chintu Kumar Singh Son of Late Jagarnath Singh Resident of Village-
Ibrahimpur Parsauni, P.S.- Fenhara, District- East Champaran

... .. Petitioner/s

Versus

The State of Bihar Patna

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ajay Kumar Singh, Adv.

For the Opposite Party/s : Mr.Md. Matloob Rab, APP

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN

ORAL ORDER

2 14-03-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks regular bail in connection with
Fenhara P.S. Case No.174 of 2023 lodged under Sections 363,
366A, 379 and 34 of the I.P.C. read with section 8 of the
POCSO Act.

3. As per the prosecution case, the F.I.R. has been
lodged against three named accused persons including the
petitioner against whom there is allegation that he has
kidnapped the informant's daughter with a view to marry.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. He submits
that the alleged victim has been recovered and she has narrated
her statement under section 164 of Cr.P.C. and medical
examination of the victim has also been conducted.

5. Counsel further submits that the Sessions Court at
the time of consideration of bail, has acknowledged the contents



of section 164 of Cr.P.C. statement and medical board. In the statement of section 164 of Cr.P.C. the court has acknowledged that since last two and half years, petitioner was in love affairs and when family members was not ready, then she left her house with consent of the petitioner. The sessions court has also ascertained the age as per medical board between 18-19 years.

6. Counsel for the petitioner submits that petitioner is in custody since 08.12.2023 having clean antecedent.

7. Learned counsel for the State opposes the prayer for bail.

8. In the present facts and circumstances of this case and the submissions made above, let the petitioner above named, be granted bail on furnishing bail bonds of Rs.30,000/- (Rupees Thirty thousand) with two sureties of the like amount each to the satisfaction of learned 7th Addl. Sessions Judge-cum-Special Judge POCSO Act, East Champaran at Motihari in connection with Fenhara P.S. Case No.174 of 2023, subject to the following conditions as laid down under Section 437(3) of Cr.P.C.

(Dr. Anshuman, J.)

Prakashmani/-

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