

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16725 of 2024

Arising Out of PS. Case No.-937 Year-2023 Thana- TURKAULIYA District- East
Champaran

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Shail @ Sahil Nasim Son of Nasimul Haque Resident of vill.-Siswa East,
Ward No.11, P.S.-Banjariya, Distt.-East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mrs.Rashmi Jha, Adv.

For the Opposite Party/s : Mrs.Pushpa Sinha 1, APP

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

3 18-04-2024 Heard learned counsel for the petitioner and learned APP
for the State.

2. Petitioner is apprehending his arrest in connection with
Turkauliya (Banjariya) P.S. Case No.937 of 2023, registered for
the offence punishable u/s 366(A) of the IPC and 8 of the
POCSO Act.

3. Allegedly, the F.I.R. named accused persons including the
petitioner are said to have kidnapped the daughter of the
informant.

4. It is submitted by learned counsel for the petitioner that
petitioner is quite innocent and has not committed any offence.
He has been falsely implicated in this case due to ulterior
motive. No such occurrence in the manner as alleged has ever



taken place. There is an inordinate delay of 17 days in lodging the F.I.R. without giving any plausible explanation. There is no eye-witness to the alleged occurrence and only on allegation the petitioner has been made accused in this case. Petitioner has no criminal antecedent.

5. Learned APP for the State opposed the prayer for bail by submitting that there is specific allegation against the petitioner and the victim is still traceless.

6. Considering the aforesaid facts and circumstances and the nature of allegation, I am not inclined to enlarge the petitioner on bail. The prayer for grant of anticipatory bail on his behalf is hereby rejected.

7. This application is accordingly dismissed.

(Anjani Kumar Sharan, J)

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