

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.22387 of 2024

Arising Out of PS. Case No.-223 Year-2023 Thana- HILSA District- Nalanda

SURAJ KUMAR S/O- DURGA VISHWAKARMA R/O-NEAR RAMBABU
CLINIC, RUPASPUR, BAILLEY ROAD, DHANAUL, P.S.-RUPASPUR,
DISTT.-PATNA

... .. Petitioner/s

Versus

THE STATE OF BIHAR BIHAR, PATNA

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Birendra Kumar

For the Opposite Party/s : Mr.Asha Devi

**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

3 17-05-2024 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

2. The petitioner is apprehending her arrest in a case
in connection with Hilsa P.S. Case No. 223 of 2023 dated
18.04.2023 registered for the offence/s punishable under
Section 366 (A) of the Indian Penal Code.

3. The co-accused person, the petitioner is alleged to
have kidnapped the minor daughter of the informant by
enticing her.

4. Learned counsel for the petitioner has submitted
that the petitioner has falsely been implicated in this case.
There is love affair between the petitioner and the victim. The



victim was not forced to have illicit intercourse with another person. The victim refused to be examined medically. It is further submitted the victim herself left her house with her own sweet will. Similarly situated co-accused has already been granted anticipatory bail by this court *vide* order dated 05.02.2024 passed in Cr. Misc. No. 3394 of 2024. The petitioner has clean antecedent as stated in para 3 of the bail petition.

5. Learned A.P.P. for the State has vehemently opposed the anticipatory bail petition of the petitioner as the victim is a minor girl.

6. Considering the aforesaid facts and circumstances of the case as well as the allegation against the petitioner, let the above named petitioner, in the event of his arrest/surrender within a period of six weeks from today, be enlarged on bail on furnishing bail-bond of Rs. 20,000/- (Rupees twenty thousand) with two sureties of the like amount each to the satisfaction of the learned court concerned, Hilsa, (Nalanda) in connection with Hilsa P.S. Case No. 223 of 2023, subject to conditions as laid down under section 438(2) of the Code of Criminal Procedure, with further condition/s:

(i). The petitioner is directed to remain physically



present before the learned Court below on each and every date, failing which on two consecutive dates without reasonable cause, the bail bond of the petitioner is liable to be cancelled.

7. The application stands allowed.

(Chandra Prakash Singh, J)

guddukr/-

U		T	
---	--	---	--

