

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27916 of 2024

Arising Out of PS. Case No.-13 Year-2024 Thana- LAURIA District- West Champaran

Sanjay Sah @ Sanjay Kumar Son of Paras Sah Resident of Village- Lauriya
Mishra Tola, P.S.- Lauriya, Dist.- West Champaran

... .. Petitioner/s

Versus

1. The State of Bihar
2. Phulkanti Devi, W/o- Dablu Chaudhary Vill-Lauriya, Dhobi Tola PS-
Lauriya, Dist-West Champaran

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bimlesh Kumar Pandey
For the Opposite Party/s : Mr.Sadanand Paswan

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

3 01-08-2024 Heard the learned counsel for the petitioner as well
as the learned Additional Public Prosecutor for the State.

2. The petitioner is seeking regular bail in connection
with Lauriya P.S. Case No. 13 of 2024 for the offences
punishable under Sections 366A, 34, 341, 323, 504, 506 of the
Indian Penal Code and Section 8 of the POCSO Act.

3. As per allegation, the accused persons including
the petitioner kidnapped the minor daughter of the informant for
the purpose of marriage.

4. Learned counsel for the petitioner has submitted
that the petitioner is innocent and has falsely been implicated in
this case. He has further submitted that the victim in her
statement recorded under Section 161 of the CrPC has stated



that her parents had fixed her marriage with someone else, for which she didn't agree and in order to create pressure, they had given even electric shock to the victim. He has also submitted that the petitioner is a person of clean antecedent and is under custody since 14.02.2024.

5. On the other hand, the learned APP for the State has opposed the prayer for bail and submitted that from perusal of the impugned order, it appears that the date of birth of the victim is 05.04.2010 and hence her age is to be 14 years. The allegation against the petitioner is of kidnapping the minor daughter of the informant for the purpose of marriage.

6. Considering the above-mentioned facts and circumstances, as well as the gravity of the allegation and also the fact that the victim is a minor girl, I do not think it to be a fit case for bail, which is hereby rejected.

(Nawneet Kumar Pandey, J)

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