

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35815 of 2024

Arising Out of PS. Case No.-412 Year-2019 Thana- KHAJEKALA District- Patna

Monu Kumar S/o Sri Ramanand Prasad @ Ram Nandan Prasad @ Rama
Nand Rai R/o vill - Chakdah, P.S. - Aungari, Distt. - Nalanda

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Raj Shekhar, Advocate
For the Opposite Party/s	:	Mr. Yogendra Kumar Singh, APP

**CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND
MALVIYA**

ORAL ORDER

2 20-05-2024 Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner seeks bail in a case registered
for the offence under Sections 363 and 366(A) of the Indian Pe-
nal Code.

3. As per the allegation in the FIR, it is a case of
kidnapping of the sister of the informant by the accused person.

4. Learned counsel appearing on behalf of the
petitioner submits that petitioner has falsely been implicated in
this case due to village politics and grudge. Petitioner is not
named in the FIR, he has got clean antecedent as stated in para-
3 of the petition and he is in custody since 13.03.2024.

5. Learned APP appearing for the State, op-



poses the prayer for bail of the petitioner.

6. On perusal of the first information report, statement of the victim recorded on 07.10.2019 under Section 164 of the Cr.P.C. and impugned order dated 08.04.2024, it appears that the victim has stated that no one has kidnapped her and she had got married with the petitioner in a temple with her own sweet-will and no sexual assault against the petitioner as stated in para-12 of the petition, considering which, I am inclined to grant bail to the petitioner. Accordingly, let the petitioner, above named, is directed to be released on bail in connection with Special Case No. 71 of 2024 arising out of Khajekalan P.S. Case No. 412 of 2019 on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned VII Additional Sessions Judge-cum-Special Judge, POCSO, Patna.

(Ramesh Chand Malviya, J)

Brajesh Kumar/-

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