

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.41267 of 2024

Arising Out of PS. Case No.-486 Year-2023 Thana- BATHNAHA District- Sitamarhi

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1. Prakash Kumar @ Raushan Kumar S/o- Vinod Bhagat @ Binod Bhagat Village- Haribela, P.S. Bathnaha, Dist. Sitamarhi
 2. Dinesh Kumar @ Dinesh Bhagat son of Baidhnath Bhagat @ Bedhnath Bhagat Village- Haribela, P.S. Bathnaha, Dist. Sitamarhi

... .. Petitioner/s

Versus

1. The State of Bihar Bihar
2. Rajkishore Mahto son of Late Pragash Mahto Village- Lachnua Ps- Bathnaha Dist- Sitamarhi

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Santosh Kumar, Adv.
For the Opposite Party/s : Mr.Mohammad Sufyan, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH SINGH

ORAL ORDER

2 19-06-2024 Heard learned counsel for the petitioners and learned A.P.P for the State.

2. The petitioners have preferred this application for grant of regular bail in connection with Bathnaha P.S. Case No. 486 of 2023 dated 03.11.2023 registered for the offence/s punishable u/ss 363, 366A read with section 34 of the Indian Penal Code and section 8 of the POCSO Act.

3. As per the prosecution case, the petitioners and the co-accused persons are alleged to have kidnapped the minor daughter of the informant for the purpose of prostitution.

4. Learned counsel for the petitioners has submitted



that the petitioners are innocent and have falsely been implicated in this case. There is nothing on record showing that the victim was forced to have illicit intercourse with another person. The petitioners have clean antecedent as stated in para 3 of the bail petition. The petitioners are in custody since 09.04.2024.

5. Learned A.P.P. for the State has vehemently opposed the bail petition of the petitioners.

6. Considering the aforesaid facts and circumstances of the case as well as the period of custody, the petitioners above-named, are directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) each with two sureties of the like amount each to the satisfaction of learned Court concerned, Sitamarhi in connection with Bathnaha P.S. Case No. 486 of 2023.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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