

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.47347 of 2024

Arising Out of PS. Case No.-102 Year-2022 Thana- PIPRA District- East Champaran

Deepak Kumar Mahto Son of Rajendra Mahto Residence of Bhagwanpur
Imaliya, Police Station - Pipra, District - East Champaran, Bihar.

... .. Petitioner/s

Versus

1. The State of Bihar Bihar
2. Khublal Bhagat Son of Late Brahmdeo Bhagat Resident of Village -
Bhagwanpur Imaliya Ward No.- 8, P.S. - Pipra, District - East Champaran.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sumit Kumar

For the Opposite Party/s : Mr. Navin Kumar Pandey

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 07-08-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks bail in connection with a case
registered for the offence punishable u/s 363, 366(A), 34 of the
IPC and Section 8 of POCSO Act.

3. As per the prosecution case, petitioner kidnapped the
daughter of informant with an intention to perform marriage
with her.

4. It is submitted by learned counsel for the petitioner that
petitioner is quite innocent and has not committed any offence
as alleged in the FIR. He has been falsely implicated in this case
due to enmity. There is general and omnibus allegation against



the petitioner. The statement of the victim has been recorded u/s 164 Cr.P.C., in which she has not supported the prosecution case. The victim girl has solemnized marriage with the petitioner both in a temple and in a Court and at present the victim is residing with the petitioner's family. It is further submitted that the age of the victim has been assessed as 19 years as per the medical report. The petitioner has no criminal antecedent and is in judicial custody since 22.05.2024.

5. Learned APP for the State opposed the prayer for bail.
6. Considering the facts and circumstances of this case, the statement of the victim and the period of custody, the above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/the Successor Court, in connection with Pipra P.S. Case No.102 of 2022.

(Anjani Kumar Sharan, J)

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