

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.55196 of 2024**

Arising Out of PS. Case No.-311 Year-2023 Thana- ROHTAS District- Rohtas

Upendra Paswan @ Upendra Kumar SON OF KAIL PASWAN Village-  
Piparadih , PS- Rohtas , Dist- Rohtas

... .. Petitioner/s

Versus

1. The State of Bihar
2. Sheraj Ansari Son of Late Shahabuddin Ansari R/O Vill.- Pipardih, P.s.-  
Rohtas, Dist.- Rohtas.

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Rajani Kant Singh  
For the Opposite Party/s : Mr.Binod Kumar

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

ORAL ORDER

2      14-08-2024                      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 Rohtas P.S. Case No. 311 of 2023 for the offences  
punishable under Sections 363, 366A and 120B of the Indian  
Penal Code and Sections 363, 366A, 376 of the IPC and Section  
4 of the POCSO Act.

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

4. The 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 allegation against the  
petitioner is general and omnibus in nature. He has also  
submitted that there was love and affection between the alleged



victim and the petitioner. He has next submitted that in her statement recorded under Section 161 of the CrPC, the victim stated that she has solemnized marriage with the petitioner. The petitioner is a person of clean antecedent and is under custody since 23.11.2023.

5. On the other hand, the learned APP for the State has opposed the prayer for bail.

6. Considering the above-mentioned facts and circumstances, let the petitioner above-named be released on bail on furnishing bail bonds of Rs.10,000/- (ten thousand rupees) with two sureties of the like amount each to the satisfaction of learned Additional District and Sessions Judge-VII-cum-Special Judge POCSO Rohtas, at Sasaram in connection with Rohtas P.S. Case No. 311 of 2023, subject to the following conditions:-

- (i) The petitioner shall cooperate in the disposal of trial and make himself available as and when required by the court.

**(Nawneet Kumar Pandey, J)**

Nirmal/-

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