

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.54426 of 2024

Arising Out of PS. Case No.-280 Year-2023 Thana- KASHICHAK District- Nawada

Satyam Kumar Son of Sanjay Kumar @ Sanjay Singh Resident of Vill- Sarkatti, P.S.- Kashichak, District- Nawada.

... .. Petitioner/s

Versus

1. The State of Bihar Patna
2. Ram Ratan Singh Son of Late Badri Singh Resident of Vill- Sarkatti, P.S.- Kashichak, District- Nawada.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Arun Kumar, Advocate

For the Opposite Party/s : Ms. Anita Kumari, A.P.P.

Mr. Deepak Kumar, Advocate

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 07-10-2024 Heard learned counsels for the parties.

2. Petitioner apprehends arrest in a case registered for the offences punishable under Sections 363, 366A of Indian Penal Code and Sections 8, 12 of the Protection of Children from Sexual Offences Act.

3. As per prosecution case, this petitioner kidnapped minor daughter of informant and committed rape with her.

4. Learned counsel appearing for the petitioner submits that victim in her statement, recorded under Section 164 of Cr.P.C., has denied the prosecution case and has categorically stated that she was in love with this petitioner and no one has committed rape with her.



5. Learned A.P.P. for the State as well as learned counsel of the O.P. No. 2 vehemently opposed the bail application.

6. Considering statement of the victim recorded under Section 164 of Cr.P.C., this anticipatory bail is allowed and it is ordered that the above named petitioner in the event of his arrest/surrender before the court below within a period of eight weeks from today, be enlarged on bail on furnishing bail-bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Additional District and Sessions Judge-VI-cum-Special Judge (POCSO Act), Nawada in connection with Kashichak P. S. Case No. 280 of 2023, subject to condition as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

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