

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.59422 of 2024

Arising Out of PS. Case No.-184 Year-2024 Thana- GOVINDGANJ District- East
Champaran

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Himanshu Kumar Pandey S/o- Sri Shashikant Pandey Village- Lauriya PS-
Govindganj District- East Champaran

... .. Petitioner/s

Versus

1. The State of Bihar
2. Chandan Kumar son of Sri Chandra Shekhar Shukla Village- Khajuria Ps-
Malahi Dist- East Champaran

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ramakant Sharma, Sr. Adv
For the Opposite Party/s : Mr. Yogendra Kumar Singh, APP

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CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR

ORAL ORDER

4 20-11-2024 Heard Mr. Ramakant Sharma, learned Senior Counsel

for the petitioner and Mr. Yogendra Kumar Singh, learned APP
for the State.

2. The petitioner seeks bail in connection with
Govindganj (Malahi) P.S. Case No. 184 of 2024 registered for
the offence punishable under Sections 363 of the Indian Penal
Code and later on, Sections 366A and 8/12 of POCSO Act were
also added.

3. As per the prosecution case, the petitioner is
accused of kidnapping the minor girl.

4. Learned Senior Counsel for the petitioner has
submitted that the petitioner and the father of the victim are
business partners and because of some business dispute, the
false case has been filed against the petitioner. It has also



submitted that the medical evidence does not support the prosecution case. It has also been argued that after filing chargesheet, offence under Section 376 has been added in the chargesheet.

5. Learned APP appearing for the State opposes the prayer for regular bail of the petitioner.

6. The police has recovered the minor girl and in her statement before the police as well as in court, she has said that she was taken away by the petitioner who is business partner of her father and kept in a house in Jehanabad, Ranchi and other places and he put vermilion upon the victim saying that she was his wife. The petitioner is in jail since 07.05.2024.

7. Considering the fact that the petitioner has kidnapped a minor girl and taken her to different places, I am not inclined to grant bail to the petitioner and therefore, the present bail application is hereby rejected.

8. The trial is directed to be expedited.

(Sandeep Kumar, J)

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