

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.59453 of 2024

Arising Out of PS. Case No.-21 Year-2024 Thana- PURNAHYA District- Sheohar

Prakash Kumar Son of Vijay Thakur R/O Vill.- Dostiya, P.S.- Purnahiya,
Dist.- Sheohar.

... .. Petitioner/s

Versus

1. The State of Bihar Bihar
2. Upendra Sah Son of Late Visun Sah R/O Vill.- Khaira Pahari, P.S.-
Purnahiya, Dist.- Sheohar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Dinesh Jha
For the Opposite Party/s : Mr.Shailendra Kumar

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

ORAL ORDER

2 28-08-2024 Heard learned counsel for the petitioner as well as
learned APP for the State.

2. In this case, the petitioner is seeking regular bail
in connection with Purnahiya P.S. Case No. 21 of 2024,
registered for the offences punishable under Sections 363,
366(A), 34 of the IPC and Section 4 of the POCSO Act.

3. As per allegation, the daughter of the informant
went out of her house but she didn't return. The informant
started searching for his daughter and came to know that the
petitioner along with other accused persons named in the FIR
had kidnapped his daughter, with an intention to marry her.

4. The learned counsel for the petitioner has
submitted that the petitioner is innocent and has falsely been



implicated in this case. He is a person of clean antecedent. He has submitted further that the victim did not support the prosecution case in her statement under Section 164 of the Cr.P.C. He has also submitted that when the informant came to know the real fact, he filed an application before the S.D.J.M., Sheohar stating therein that his daughter went out of his house in anger. The accused persons have no role in fleeing away of his daughter. The petitioner is under custody since 09.07.2024.

5. Considering the above-mentioned facts and circumstances, let the petitioner above-named be released on bail on furnishing bail bonds of Rs.10,000/- with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-1-cum-Special Judge, Sheohar in connection with Purnahiya P.S. Case No. 21 of 2024, subject to the following condition:-

(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)

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