

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.67014 of 2024

Arising Out of PS. Case No.-31 Year-2024 Thana- Rasalpur District- Bhagalpur

Sumit Kumar Son of Pappu Mandal @ Niranjan Mandal R/o Village-
Kamatpur, P.S.- Shambhuganj, District- Banka

... .. Petitioner/s

Versus

1. The State of Bihar
2. Anita Devi Wife of Awdhesh Mandal R/o Village- Rasalpur, P.S.- Rasalpur,
District- Bhagalpur

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Amrendra Kumar Jha
For the Opposite Party/s : Mr.Lakshmi Kant Sharma

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

ORAL ORDER

2 26-09-2024 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 Rasalpur P.S. Case No. 31 of 2024 for the offences
punishable under Sections 366(A)/34 of the IPC and Section 8
of the POCSO Act.

3. As per allegation, the accused persons including
the petitioner kidnapped the minor daughter of the informant.

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 in the light of medical
report, the victim is major as her age was found to be 17-19
years. In her statement recorded under Section 164 of the CrPC,



the victim did not support the prosecution. He has also submitted that the petitioner is a person of clean antecedent and is under custody since 17.05.2024.

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 especially the clean antecedent of the petitioner, 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 Exclusive Special Judge (POCSO)-cum-VII Additional District and Sessions Judge, Bhagalpur in connection with Rasalpur P.S. Case No. 31 of 2024, subject to the condition that 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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