

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.83563 of 2023

Arising Out of PS. Case No.-5 Year-2023 Thana- NADI District- Supaul

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Dilip Kumar Mandal, S/O Ramchandra Prasad @ Ramu Mandal, Resident Of
Village- Belhi, P.S.- Supaul Nadi, District- Supaul, Bihar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ramchandra Jha Raman, Advocate

For the Opposite Party/s : Mr. Sanjay Kumar Tiwary, APP

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CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 19-01-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks regular bail in connection with
Supaul Nadi P.S. Case No. 05 of 2023, corresponding to
POCSO Case No. 49 2023 for the offence registered under
Sections 366 (A), 34 of the I.P.C.

3. Allegation against the petitioner is of kidnapping
the minor daughter of the informant.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has been falsely implicated in the
present case. There is delay of four days in lodging the FIR
which itself creates doubt about the prosecution case. He further
submits that the victim and petitioner were under love affair
with each other. The victim in her statement stated that she



herself had eloped with the petitioner and solemnized marriage with her own sweet will. Petitioner is in jail custody since 31.01.2023. Petitioner has no criminal antecedent. Charge-sheet has already been submitted and there is no chance of absconding of the petitioner and tampering with the evidence.

5. Learned counsel appearing on behalf of the State opposes the prayer for grant of bail to the petitioner.

6. Considering the submissions on behalf of the parties and the facts and circumstances of the case, let the petitioner, named above, 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 learned concerned court below in Supaul (Nadi) P.S. Case No. 05 of 2023.

(Sunil Dutta Mishra, J)

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