

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.80904 of 2023

Arising Out of PS. Case No.-87 Year-2023 Thana- DHANGAI District- Bhojpur

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Pramod Bind @ Pramod Bin Son Of Dharichan Bin @ Dharichan Chaudhary
R/O Village- Kunai, P.S.- Dhangai, Dist.- Bhojpur

... .. Petitioner/s

Versus

The State of Bihar Patna

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Prabhat Kumar Singh, Advocate

For the Opposite Party/s : Mr. Parmanand Prasad, APP

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CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND MALVIYA
ORAL ORDER

3 18-03-2024 Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner seeks regular bail in connection with
Dhangai P.S. Case No. 87 of 2023 registered for the offence
under Sections 363, 366A of the IPC.

3. As per allegation made in the F.I.R., the petitioner
alongwith other co-accused person kidnapped the daughter of
the informant with intention to marry her.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
present case due to enmity and village politics. He is custody
since 19.08.2023.

5. However, learned APP for the State vehemently
opposed the prayer for regular bail.



6. On perusal of the FIR and impugned order dated 18.10.2023 passed by learned Additional Sessions Judge – 17, Bhojpur at Ara, it appears that on the basis of written report of the informant FIR was registered under Section 363 and 366A of the IPC against two accused persons including the present petitioner. On perusal of the case diary and the statement of victim recorded under Section 164 of Cr.P.C., it appears that petitioner has committed rape with the victim and the age of victim is 12 years. Investigation if concluded and charge sheet has been submitted in this case and the case found true under Section 366A, 376AB of the IPC and Section 4 /6 of POCSO Act as stated in para 66 of case diary, in these circumstances, I am not inclined to grant to the petitioner.

7. Accordingly, his prayer for bail stands rejected.

(Ramesh Chand Malviya, J)

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