

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.83961 of 2023

Arising Out of PS. Case No.-42 Year-2022 Thana- PARASBIGHA District- Jehanabad

VIKASH KUMAR @ VIKASH RAM SON OF RAJKUMAR RAM
VILLAGE PANDIT BIGHA, P.S.- PARASBIGHA, DISTRICT-
JEHANABAD

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Anuj Kumar, Adv.

For the Opposite Party/s : Mr.Prem Kumar Jha, APP

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 11-01-2024 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

2. The petitioner apprehends his arrest in a case registered
for the offence punishable u/s 363, 366A, 506/34 of the IPC and
section 8 of POCSO Act was added later on.

3. Allegedly, the petitioner and other F.I.R. named accused
persons are alleged to have kidnapped the daughter of the
informant due to prior enmity.

4. It is submitted by learned counsel for the petitioner that
petitioner is quite innocent and has committed no offence. He
has been falsely implicated in this case due to grudge. No such
occurrence, in the manner as alleged, has ever taken place. The
allegation leveled against the petitioner is not specific rather



general and omnibus in nature. It is further submitted that the statement of the victim was recorded u/s 164 Cr.P.C., in which, though, she has supported the prosecution case but she has not taken the name of petitioner. Petitioner has three criminal antecedent and similarly situated co-accused has been granted anticipatory bail by a co-ordinate Bench of this Court vide order dated 04.08.2023 passed in Cr. Misc. No.44945 of 2023.

5. Learned APP for the State opposed the prayer for bail.

6. Having regard to the facts and circumstances of the case, since the victim has not taken the name of petitioner, let the above named petitioner, be released on bail, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/Successor Court in connection with Parasbigha P.S. Case No.42 of 2022, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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