

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.1732 of 2024

Arising Out of PS. Case No.-656 Year-2022 Thana- GRIYAK District- Nalanda

Niraj Kumar Son Of Umesh Ravidas Resident Of Village- Kataridih, Ps-
Katarisarai, Distt- Nalanda

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Raj Kishor Prasad

For the Opposite Party/s : Mr.Jai Narain Thakur

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 24-01-2024 Heard learned counsel for the petitioner and

learned APP for the State.

The petitioner is languishing in custody in a
case registered for the offences punishable under
Sections 365, 366(A)/34 of the Indian Penal Code and
Sections 4/6 of the POCSO Act.

It is a case of commission of kidnapping of the
minor daughter of the informant.

It is submitted by learned counsel for the
petitioner that petitioner is innocent and he has falsely
been implicated in this case. There is no eye witness to
the occurrence. For the alleged occurrence of



21.12.2022, the F.I.R was registered on 27.12.2022 without explaining the delay. There is no specific allegation against the petitioner. The victim in her 164 Cr.P.C statement has not alleged anything against the petitioner and stated that co-accused Mithun Kumar has committed rape upon her. Moreover, other similarly situated co-accused has been granted bail by a coordinate Bench of this Court vide order dated 07.08.2023 passed in Cr. Misc. No. 32655 of 2023. The petitioner is languishing in custody since 10.02.2023. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent.

In contra, learned A.P.P appearing on behalf of the State has vehemently opposed the prayer for bail of the petitioner.

Considering the facts aforesaid and the period under custody, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousands) with two sureties of the like amount



each to the satisfaction of learned Additional District &
Sessions Judge-VII-cum-Special Judge, POCSO, Nalanda
at Biharsharif in connection with Giriyak(Katrisarai) P.S.
Case No. 656 of 2022.

(Sunil Kumar Panwar, J)

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