

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.1425 of 2024

Arising Out of PS. Case No.-131 Year-2023 Thana- RAXAUL District- East Champaran

Uday Yadav, son of Chandrika Yadav, resident of village- Ahirwa Tola, P.S.-
Raxaul, District- East Champaran.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr. Prateek Tandon, Advocate

For the Opposite Party/s : Mr. Nirmal Kumar Sinha, APP

For the Informant : Mr. Krishna Kant Singh, Advocate

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

5 20-03-2024 Heard learned counsel for the petitioner, learned
APP for the State and learned counsel for the informant.

2. This is the second attempt on behalf of the
petitioner for grant of regular bail in connection with Raxaul
P.S. Case No.131 of 2023 registered for the offence under
sections 323, 328, 366-A & 504/34 of the Indian Penal Code
and under section 8 of the POCSO Act.

3. Earlier, the bail application of the petitioner
was rejected vide order dated 07.11.2023 passed in Criminal
Miscellaneous No.71344 of 2023.

4. The petitioner is accused of kidnapping the
victim girl.

5. Learned counsel for the State as well as the
informant have vehemently opposed the prayer of the petitioner
for bail.



6. The statement of the victim girl recorded under Section 164 of the Cr.P.C. reflects that she had eloped with the petitioner of her own and she is found to be 21 years of old.

7. Considering the aforesaid facts, this application is allowed.

8. Let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned 7th Additional Sessions Judge-cum-Special Judge, POCSO Act, Motihari, East Champaran, in connection with Raxaul P.S. Case No.131 of 2023.

(Sandeep Kumar, J)

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