

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.79781 of 2024

Arising Out of PS. Case No.-497 Year-2024 Thana- MAJHAULIA District- West Champaran

Sunil Manjhi Son of Kariman Manjhi Resident of Village -Rampurrwa, ward
No 2, PS -Majhulia, Dist- west Champaran

... .. Petitioner/s

Versus

1. The State of Bihar
2. Ali Husain Miyan son of Late Yakub Miyan Resident of Village
-Rampurrwa, ward No 2, PS -Majhulia, Dist- west Champaran

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Ms. Preeti Kumari, Advocate
For the Opposite Party/s	:	Mr. Yogendra Kumar, APP
For the Informant	:	Mr. Bimlesh Kumar Pandey, Advocate

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

5 31-07-2025 Heard learned counsel for the petitioner, learned
APP for the State, learned counsel for the informant and perused
the case diary.

2. The petitioner seeks bail in connection with
Majhuliya P.S. Case No. 497 of 2024, instituted for the offences
punishable under Sections 137(2), 96, 3(5) of the Bharatiya
Nyaya Sanhita, 2023 and Section 8 of the POCSO Act.

3. The prosecution case, in short, is that the petitioner
has kidnapped daughter of the informant on the pretext of
marriage.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
present case. Charge-sheet has been submitted in this case.



Learned counsel for the petitioner also submits that the allegation levelled against the petitioner is general and omnibus in nature. It is further submitted that the victim girl has been recovered and she has not alleged anything against the petitioner in her statement recorded under Sections 180 and 183 of the Bharatiya Nagarik Suraksha Sanhita, 2023. The petitioner is in custody since 07.08.2024 and has got no criminal antecedent.

5. Learned APP for the State and learned counsel for the informant have vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case and taking into account the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner be released on bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Majhuliya P.S. Case No. 497 of 2024.

(Rudra Prakash Mishra, J)

Rajorshi/-

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