

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.79410 of 2024

Arising Out of PS. Case No.-63 Year-2023 Thana- PUWAKHALI District- Kishanganj

Rakesh Thakur @ Rakesh Kumar Thakur Son of Late Shankar Thakur
village- Rasia Colony, Ps- Powakhali, dist- Kishanganj

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Mritunjay Kumar, Advocate

For the Opposite Party/s : Mr. Raj Ballabh Singh, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 23-01-2025 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

2. The petitioner seeks bail in a case registered for the offences punishable under Sections 365, 366 and 120B/34 of the Indian Penal Code.

3. As per prosecution case, allegation against the petitioner is that he kidnapped the daughter and maternal grand daughter of informant aged about 6 years who are still traceless till date.

4. Learned counsel for the petitioner submits that petitioner is innocent and has committed no offence as alleged in the FIR. Petitioner is already married with Pawani Devi and had two sons from his marriage. Petitioner has no concern with Radha Devi/daughter of informant and has not performed



second marriage with Radha Devi. It is further submitted that the present case has been lodged after a delay 18 months and there is no plausible explanation for the same. Petitioner is in custody since 15.01.2024.

4. Learned A.P.P. for the State opposes the prayer for bail and submits that there is specific accusation against this petitioner that he abducted the daughter and maternal grand daughter of informant and performed marriage with daughter of informant on 02.03.2022 in a temple. It has also been reported in para 37 of the case diary that this petitioner was in telephonic contact with Radha Devi on 02.03.2022 after which the mobile phones of both of them went switched off.

5. Considering the accusation and the fact that victims are still traceless, the prayer for bail of the petitioner is rejected.

(Prabhat Kumar Singh, J)

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