

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.79125 of 2024

Arising Out of PS. Case No.-214 Year-2024 Thana- POTHIYA District- Kishanganj

Manjur Alam @ Manjur @ Majur Alam Son of Afaque @ Md Afak Resident
of Village-Dangibasti, P.S.- Pothia, District- Kishanganj

... .. Petitioner/s

Versus

1. The State of Bihar
2. XYZ D/O- Rashid Resident of Village-Fulhara, Ward No. 13, P.S.- Pothia,
District- Kishanganj

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ram Prawesh Kumar, Advocate
For the Opposite Party/s : Mr. Narendra Kumar Singh, APP

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

3 24-02-2025 Heard learned counsel for the petitioner and Mr.
Narendra Kumar Singh, learned APP for the State.

2. The petitioner has prayed for regular bail in a case registered for the offence punishable under Sections 137(2), 87, 96, 78(2) of the Bhartiya Nyaya Sanhita and Sections 12 & 18 of POCSO Act.

3. The case of the prosecution is that the petitioner has kidnapped the informant on a *toto*. While she was in school, certain boys have seen the occurrence and as they raised alarm, the teachers and others came and rescued her. After that, it is alleged that the petitioner has threatened the informant of dire consequences.



4. Learned counsel for the petitioner submits that the petitioner is innocent and has committed no offence. He has falsely been implicated in this case. He has got no criminal antecedent. It is also submitted that there is land dispute between the parties and due to that land dispute, the petitioner has been implicated. It is further submitted that the petitioner is languishing in judicial custody since 20.09.2024.

5. Learned APP appearing for the state has opposed the prayer of regular bail.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Pothia P.S. Case No. 214 of 2024 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge, 1st-cum-Special Judge, Kishanganj.

(Ashok Kumar Pandey, J)

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