

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.79209 of 2025

Arising Out of PS. Case No.-175 Year-2025 Thana- MANER District- Patna

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Amit Kumar Chaudhary @ Amit Kumar Son of Sachin Chaudhary @ Sapil Chaudhary Resident of Village- Fatehpur PS -Paliganj, Dist- Patna

... .. Petitioner/s

Versus

1. The State of Bihar
2. Akhilesh Kumar son of Late shiv Sahay Ray Resident Of Village - shiva tola (dost Nagar), P.O.- Sherpur, PS- Maner, Dist- Patna

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Jitendra Kumar Sagar, Advocate
For the Opposite Party/s : Mr. Lalan Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

4 29-01-2026 Despite of valid service of notice, no one appeared on behalf of Opposite Party No.2.

2. Heard Mr. Jitendra Kumar Sagar, learned counsel for the petitioner as well as Mr. Lalan Kumar, learned Additional Public Prosecutor for the State.

3. Petitioner seeks bail who is in custody since 17.03.2025 in connection with Maner P.S. Case No. 175 of 2025, F.I.R. dated 13.03.2025 for the offences punishable under Sections 137(2), 96 of the Bharatiya Nyay Sanhita, 2023.

4. According to prosecution case, the informant alleged that the petitioner along with other co-accused persons abducted his daughter, when she was her way to school.



5. Learned counsel for the petitioner submits that petitioner has clean antecedent and he has falsely been implicated in the present case. The allegation levelled against the petitioner is false and fabricated and the petitioner has not committed any offence as alleged in the FIR. The statement of the victim was recorded under Section 183 BNSS in which she did not support the prosecution case and she had also refused for her medical examination. He further submits that the police after investigation submitted the charge sheet against the petitioner and the petitioner is in custody since 17.03. 2025.

6. The learned Additional Public Prosecutor has vehemently opposed the prayer for bail of the petitioner.

7. Considering the aforesaid facts and circumstances, 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 Exclusive Court POCSO-II, Patna in connection with Maner P.S. Case No. 175 of 2025, subject to the following conditions:-

i. Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the court and shall remain physically present as directed by the court and on his absence on two consecutive dates without sufficient



reason, his bail bond shall be cancelled by the Court below.

ii. If the petitioner tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

iii. And further condition that the court below shall verify the criminal antecedent of the petitioner and in case at any stage it is found that the petitioner has concealed his criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

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