

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.12650 of 2015

Arising Out of PS.Case No. -235 Year- 2014 Thana -GHORASAHAN District-
EASTCHAMPARAN(MOTIHARI)

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1. Manoj Yadav @ Manoj Kumar @ Manoj Yadav Son of Devi Lal Rai @
Devi Rai Resident of village - Atmuhan, Police Station - Jharaukhar,
District - East Champaran

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Umesh Kumar Singh, Advocate

For the Opposite Party/s : Mr. Sanjay Kr.Tiwary(App)

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**CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR
SINGH**

ORAL ORDER

3 29-06-2015 Heard learned counsel for the petitioner and the
State.

Petitioner is languishing in custody since
27.09.2014 in a case registered for the offences punishable
under Sections 363, 366A/34 of the Indian Penal Code.

It is alleged that the informant's married
daughter was abducted by the petitioner for marriage. In
164 Cr.P.C. statement the victim stated that she went with
the petitioner to Delhi on promise of marriage. The
petitioner after keeping her two months brought her near
the village home and left thereafter she married with Manoj
Kumar.

It is submitted by the learned counsel for the
petitioner that 164 Cr.P.C. statement suggests that the victim

was not abducted, rather she went to the company of the petitioner of her own as she wanted to marry with the petitioner instead of she being already married. It is further submitted that medical opinion does not suggests commission of rape. Statement has been made in para-3 of the petition that petitioner has no criminal antecedent.

Considering the inconsistent statement of the victim and the statement made in para-3 of the petition that petitioner has no criminal antecedent, let the above named petitioner, be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, Ist Class, Sikrahana at Motihari, East Champaran in connection with Ghorasahan P.S. Case No. 235 of 2014.

(Dinesh Kumar Singh, J)

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