

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.27294 of 2014

Arising Out of PS.Case No. -32 Year- 2013 Thana -SINGHIYA District- SAMASTIPUR

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1. Amit Kumar Singh son of late Ranjeet Singh Resident of Village -
Saraiya, P.S. Choutham, District - Khagaria

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sandip Kumar Gautam

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

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**CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN
SHARMA**

ORAL ORDER

6 16-02-2015 Heard learned counsel for the petitioner as well as the

learned A.P.P representing the State.

The petitioner seeks bail in a case for the offences
punishable under sections 363, 366(A), 34 of the I.P.C.

Allegedly the petitioner and other co-accused
kidnapped Guriya Kumari, minor daughter of the informant aged
14 years and during investigation the victim was recovered and
her statement has been recorded under section 164 Cr. P.C.
wherein she has named the petitioner that he kidnapped forcibly,
married with her and thereafter committed rape with her.

Submission is that F.I.R. has been lodged after two
months. There is no explanation of delay. The victim was
recovered not with the petitioner but she was recovered by the

Police from Bus Stand and her statement has been recorded under section 164 Cr.P.C. which is quite contradictory from the F.I.R.

The learned A.P.P. opposes prayer for bail.

Considering the submissions urged at the bar, going through the records and the case diary as also noticing that the victim girl has stated the name of the petitioner to have kidnapped her, married forcibly and committed rape with her and as such this Court is not persuaded to release the petitioner on bail and accordingly his prayer for bail stands rejected in connection with Singhia P.S. Case No. 32 of 2013 pending in the Court of A.C.J.M. Rosera, District- Samastipur.

(Jitendra Mohan Sharma, J)

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