

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.51590 of 2014

Arising Out of PS.Case No. -164 Year- 2012 Thana -RAHIKA District- MADHUBANI

Ranjeet Kumar Mandal @ Ranjeet Mandal, son of Sri Parmeshwar Mandal,
resident of Village-Nahas, P.S.-Patauna, District-Madhubani.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

Appearance :

For the Petitioner/s : Md. Imteyaz Ahmad, Advocate

For the Opposite Party/s : Mr. Murlidhar, APP

CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH

ORAL ORDER

2 03-03-2015

Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner seeks bail in connection with Rahika
P.S. Case No. 164 of 2012 registered for the offences punishable
under Sections 363, 366A, 272 and 120B of the Indian Penal
Code.

It has been submitted that the victim is a major girl
and she went away from her house along with petitioner out of
her own sweet will. The magistrate who recorded her statement
has assessed her age to be 18 years and the medical board has
assessed to be aged about 19 years. At the time of argument,
learned counsel for the petitioner has produced a certified copy
of the statement of the victim recorded under Section 164 of the
Code of Criminal Procedure. Let the same be kept on record.

On the other hand, learned APP for the State has opposed the prayer for bail. He has submitted that in the FIR the father of the victim has categorically stated that the victim is a minor and in her statement recorded under Section 164 of the Code of Criminal Procedure, the victim has stated that she is aged about 17 years.

I have heard learned counsel for the parties and perused the record. It would appear from the statement of the victim recorded under Section 164 of the Code of Criminal Procedure that the petitioner is one of the accused who was instrumental in abducting the victim. He is also alleged to have established physical relationship with the victim while she was in his captivity. He had threatened her to talk to her father to withdraw the police case.

Regard being had to the gravity of the offence, I am not inclined to grant bail to the petitioner. Accordingly, the prayer for bail is rejected.

(Ashwani Kumar Singh, J.)

Sanjeet/-

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