



Yadav came at his house on 15.03.2014 then the complainant went at his house and inquired about his son but he did not satisfy her. Thereafter, when the complainant called for a Panchayati then he accepted that he had engaged the son of the complainant in a work at Punjab and he will bring him to his house from thereafter Holi. It has been further alleged in the complaint petition that when the son of the complainant did not return to her house after Holi then the complainant again went to the house of the petitioner then he abused and assaulted her by slaps and pushed her down on the ground as a result of which she became naked in that condition also the petitioner assaulted her by legs. It has been further alleged that there is land dispute between both the parties and due to which the petitioner no. 1 alongwith his mousera brother, namely, Bhushan Yadav in collusion with each other took away the son of the complainant after inducting him and her son and might have been killed by these petitioners.

It has been submitted on behalf of the petitioners that the petitioners have been made accused in the present case due to mistake of fact. It is further submitted that there is no specific allegation against the petitioners.

On behalf of the State it has been submitted that the victim has not yet been recovered.

Considering the aforesaid facts and circumstances, I am not inclined to grant anticipatory bail to the petitioners. Accordingly, the same is rejected in connection with Complaint Case No. 336 of 2014, pending in the court of the learned C.J.M., Madhepura. Anyhow, if the petitioners surrender in the court below within a period of six weeks the learned court below shall consider the case of the petitioners on its own merit without being prejudiced by this order.

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(Sudhir Singh, J)