

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.9177 of 2015

Arising Out of PS.Case No. -189 Year- 2014 Thana -BARHARA District- BHOJPUR

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1. Md. Gulam Navi Rasul @ Navi Rasul Son of Late Abuddin Mian
2. Hazra Khatoon Wife of Md. Gulam Navi Rasul @ Navi Rasool,
Both residents of Mohalla - Kiribhuru Maszid Complex P.S. - Kiribhuru,
District - Chaibasa, West Singhbhum (Jharkhand).

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Amir Alam

For the Opposite Party/s : Mr. Md. A.Haque Sahara (App)

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CORAM: HONOURABLE MR. JUSTICE KISHORE KUMAR MANDAL
ORAL ORDER

5 06-07-2015 Heard the Counsel for the petitioners and the APP for
the State.

Petitioners seek bail in connection with Barhara
(Krishna Garh) P.S. Case No. 189 of 2014 registered under
Sections 366, 379/34 of the Indian Penal Code.

Two petitioners herein are husband and wife being
parents of Md. Sajid who is said to have kidnapped/abducted 20
years old niece of the informant. It has been submitted that there is
inordinate delay in filing the F.I.R. In fact, the victim had already
married Md. Sajid and are living together as husband and wife.
Petitioners are the parents. There is no allegation of kidnapping
against them in the F.I.R..

Considering the aforesaid, in the event of arrest or

surrender in the Court below within four weeks, the petitioners abovenamed are directed to be released on anticipatory bail on furnishing bail bond of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of learned A.C.J.M., Ara in Barhara (Krishnagarh) P.S. Case No. 189 of 2014 subject to the condition as laid down under Section 438(2) of the Cr.P.C. with the further following conditions:

(i) One of the bailers shall be the own/close family members of the petitioners.

(ii) In case of framing of charge, the petitioners shall appear in person on each and every date fixed in the Court below. In case of default in doing so on two consecutive occasions without any cogent/satisfactory reason, the Trial Court shall have liberty to cancel the bail bond of the petitioners and secure their arrest in accordance with law.

(Kishore Kumar Mandal, J)

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