

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.22464 of 2015

Arising Out of PS.Case No. -326 Year- 2012 Thana -CHAPRA TOWN District- SARAN

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Rajiv Kumar Son of Sri Shiv Dayal Sah Resident of Village - Aphaur,
Police Station - Khaira, District - Saran at Chapra.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance:

For the Petitioner/s : Mr. Krishna Kumar Yadav

For the Opposite Party/s : Mrs. Veena Kumari Jaiswal (App)

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

3 08-10-2015

Heard both sides.

The petitioner apprehends his arrest in a case under
Sections 364 and 365 of the Indian Penal Code.

The mother of the victim named the petitioner along
with other accused persons and alleged that they all kidnapped her
daughter. The victim was recovered and she also disclosed the
name of the petitioner and other accused persons. It is submitted
that the victim had fled away with Jai Prakash Singh, the brother
of Om Prakash Singh (one of the named accused). No occurrence
as alleged in fact took place. The petitioner has been falsely
implicated in the case.

Having considered the facts that the mother of the
victim has made very specific allegation against the petitioner that
the petitioner and others kidnapped the victim and the victim also

disclosed the name of the petitioner as one of her kidnappers, I am not inclined to enlarge the petitioner on anticipatory bail in Chapra Town P.S. Case No. 326/2012. Accordingly, the same is rejected.

(Prabhat Kumar Jha, J)

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