

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.51620 of 2015

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1. Anwar @ Md. Anwar Alam Son of Firoz Shah alias Firoz Dewan
resident of Village - Siswa Sahwad Tola, P.S. - Banjaria, District - East
Champanan. Petitioner/s

Versus

1. The State of Bihar. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Karandeep Kumar

For the Opposite Party/s : Mr. Ashok Kumar Singh(App)

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA
ORAL ORDER

2 17-12-2015 Heard the learned counsel for the petitioner, the

learned counsel for the informant and the learned Additional

Public Prosecutor.

The petitioner apprehends his arrest in a case under
Section 363, 366A of the Indian Penal Code.

The informant alleged that Meraj Alam kidnapped
his minor daughter and he was eve teasing her daughter from
before. His family members and friend Anwar, the petitioner, were
also involved in her kidnapping.

The learned counsel for the petitioner submits that
informant is not an eye witness of the occurrence. The informant
only suspected the hands of the petitioner, who happens to be
friend of Meraj, but the victim made her statement under section
164 of the Cr. P. C and she narrated the entire story of her
kidnapping but she did not name the petitioner. She alleged that

Meraj kidnapped her and took her to Ludhiana. She also disclosed that when she came to Gopalganj Chaman and his two friends came. Chaman assaulted her and threatened her to disclose that she left her house voluntarily. The victim did not name the petitioner nor any sort of allegation is made against any other person except Meraj and Chaman.

The learned counsel for the informant as well as the learned Additional Public Prosecutor, however, opposed the prayer for anticipatory bail.

Considering the facts aforesaid and the nature of allegations made against the petitioner, the above named petitioner, in the event of his arrest or surrender before the learned court below within a period of four weeks from the date of receipt / production of a copy of this order, is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, East Champaran at Motihari in Turkaulia (Banjaria) P.S. Case No. 612 of 2015, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Jha, J)

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