

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.4542 of 2015

Arising Out of PS. Case No. -130 Year- 2011 Thana -JANDAHA District- VAISHALI (HAJIPUR)

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Awadh Kishore Singh, son of Sukh Ram Singh, resident of village /
Mohalla - Mahua Pakari, P.S. Mahua, District - Vaishali

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance:

For the Petitioner/s : Mr.

For the Opposite Party/s : Mr.

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA

ORAL ORDER

2 03-02-2015

Heard both sides.

The petitioner seeks regular bail in Jandaha P.S. Case
No. 130 of 2011 registered under Sections 366A/34 of the Indian
Penal Code.

Informant Birendra Rai named the petitioner along
with Birchandra Singh, Raushan Kumar and Amod Singh and
alleged that they all kidnapped his minor daughter Kajal Kumari.

Learned counsel for the petitioner submits that the
victim was recovered and she made her statement under Section
164 Cr.P.C. that Birchandra Singh and three others forcibly took
her in a vehicle and they took her to different places but, on alarm,
they dropped her at Gandhi Chawk. It is further submitted that
Birchandra Singh has already been granted bail vide order dated
10.02.2012 passed in Cr. Misc. No. 4134/2012. The petitioner is in

jail since 22.11.2014.

Learned A.P.P. has, however, opposed the prayer for bail.

On perusal of the records, it appears that the informant named four persons including the petitioner. The victim also made her statement on 09.08.2011 and she reiterated that all the four accused persons kidnapped her. It appears that co-accused Birchandra Singh has been enlarged on bail after remaining in jail for 1½ months. The case of the petitioner stands on the same footing and the petitioner has remained in jail for about 2½ months.

Considering the facts aforesaid, the above named petitioner is directed to be enlarged on bail on furnishing bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Vaishali at Hajipur in Jandaha P.S. Case No. 130 of 2011.

(Prabhat Kumar Jha, J)

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