

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.40194 of 2015

Arising Out of PS.Case No. -32 Year- 2015 Thana -SANGRAMPUR District- MUNGER

Rupesh Kumar @ Tunna Son of Arun Mandal resident of village -
Rampur, Police Station - Sangrampur, District - Munger

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

Appearance :

For the Petitioner : Mr. Sanjiv Kumar Singh

For the Opposite Party : Mr. R.P.S Singh (App)

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

4 13-10-2015 Heard the counsel for the petitioner and counsel for the
State.

The petitioner is languishing in jail since 31.03.2015 in
a case instituted under Section 366A/34 of the Indian Penal Code.

As per allegation, it is a case of abduction of
informant's daughter, namely, Pratibha Kumari, aged about 15
years by the accused persons.

It has been submitted on behalf of the petitioner that
the petitioner is in custody since 31.03.2015. Chargesheet has
been submitted in the case. Petitioner has got no criminal
antecedent. There is no allegation of tampering of evidence
against the petitioner. The victim girl in her statement under
Section 161 Cr.P.C. has admitted that she has married to the

petitioner with her own will though subsequently after getting into the custody of her parents she has retracted from the said statement under Section 164 Cr.P.C. Petitioner has falsely been implicated in the present case. Further in the medical examination, the age of the victim girl is assessed as 18 to 19 years.

On behalf of the State, it has been submitted that the petitioner is named in the FIR.

Considering the aforesaid facts and circumstances, let the above named petitioner be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned CJM, Munger in connection with Sangrampur P.S.Case No.32 of 2015, G.R No.566 of 2015.

(Sudhir Singh, J)

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