

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.50368 of 2015

Arising Out of PS.Case No. -182 Year- 2015 Thana -GOPALPUR District- BHAGALPUR

=====

1. Kamlesh Sah Son of late Mahendra Sah Resident of Village Harnachak
P.S Gopalpur District Bhagalpur.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Bijoy Kant Mishra, Adv.

For the Opposite Party/s : Mr. Ansuaiya Jaiswal, APP

=====

CORAM: HONOURABLE MR. JUSTICE JYOTI SARAN
ORAL ORDER

2 10-11-2015 Heard learned counsel for the parties.

The petitioner is in custody in connection with Gopalpur
P.S. Case No.182 of 2015 (G.R.No.920 of 2015) for the offences
punishable under Sections 366A/34 of the Indian Penal Code.

Learned counsel for the petitioner with reference to the
F.I.R. has submitted that although the petitioner has been charged
of colluding in the offence but a bare perusal of the allegation
made in the F.I.R. alongside the statement of the victim recorded
under Section 164 of the Code of Criminal Procedure would
reveal that the victim herself had left her home and claiming to be
in love relationship with one of the accused. He submits that there
is no allegation against the petitioner of either persuading the girl
to leave her home or of any physical assault.

Having heard learned counsel for the parties and considering the nature of allegation as set out against him, let the petitioner namely, Kamlesh Sah be released on bail on furnishing bail bond of Rs.10,000/- with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate, Naugachiya in connection with Gopalpur P.S. Case No.182 of 2015.

(Jyoti Saran, J)

Bibhash/-

U		T	
---	--	---	--