

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.34971 of 2014

Arising Out of PS.Case No. -10 Year- 2014 Thana -SAKARPUR District- DARBHANGA

=====

1. Gopal Kumar Jha @ Gopal Jha son of Sri Ram Narayan Jha, resident of
Village- Lahta, P.S.- Manigachhi, District- Darbhanga

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Manish Kumar No 13

For the Opposite Party/s : Mr. B.N.Pandey (App)

=====

**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA**

ORAL ORDER

3 17-03-2015

Heard both sides.

The petitioner apprehends his arrest in Sakatpur
P.S. Case No. 10 of 2014 registered under section 366(A)/34 of
the Indian Penal Code.

The allegation against the petitioner is that he
kidnapped the minor daughter of the informant.

Learned counsel for the petitioner submits that
the victim is a major. The petitioner did not kidnap the victim. It
appears from the perusal of the record that the victim made her
statement under section 164 Cr.P.C. and she disclosed that the
petitioner took her to Mumbai and other witnesses have also
supported the facts. The doctor found the age of the victim
between 16-17 years.

Considering the fact that the victim was minor on the date of occurrence, I am not inclined to enlarge the petitioner on anticipatory bail. Accordingly the same is rejected. The petitioner if so advised may surrender and seek regular bail If such an application is filed, the learned court below shall dispose of the bail application of the petitioner without being prejudiced by the order of this court.

(Prabhat Kumar Jha, J)

M.Rahman/-

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