

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.36003 of 2015

Arising Out of PS.Case No. -169 Year- 2014 Thana -SIRDALA District- NAWADA

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Amit Kumar Son of Vimal Sharma resident of village - Tetariya, P.S.
Meskaur, Distt. - Nawada

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Gauri Shankar Prasad

For the Opposite Party/s : Mr. Veena Kumari Jaiswal(App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

02/ 07-09-2015

Heard learned counsels for the petitioner

and the State.

The petitioner is apprehending his arrest in
a case registered for the offences punishable under Section 366A
of the Indian Penal Code.

The accusation is of kidnapping the minor
daughter of the informant.

It is submitted by learned counsel for the
petitioner that the victim was in love with co-accused Rahul
Kumar. Though, in 164 Cr.P.C. statement the age of the victim
has been assessed by the learned court below as 14 years but the
Medical Board has found her age as 17 to 18 years.

It appears from 164 Cr.P.C. statement that

the victim, though, has alleged that she was ravished by co-accused Rahul, but she has alleged that she was kidnapped by co-accused Rahul and this petitioner.

Let the learned court below consider the prayer for regular bail of the petitioner keeping in view of the fact that thrust of accusation is against co-accused Rahul, if the petitioner surrenders before the learned court below within a period of six weeks from today in connection with Sirdala P.S. Case No. 169 of 2014 pending in the court of learned Chief Judicial Magistrate, Nawada.

With the aforesaid observation, this application is disposed of.

(Dinesh Kumar Singh, J)

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