

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.36345 of 2015

Arising Out of PS.Case No. -45 Year- 2015 Thana -DUMRA District- SITAMARHI

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1. Ram Achal Mahto, Son of Raman Mahto, Resident of Village- Rikhauli,
P.S.- Dumra, District- Sitamarhi. Petitioner/s

Versus

1. The State of Bihar Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sanjay Kumar

For the Opposite Party/s : Mr. Narsingh Tanti(App)

For the Informant : Mr. Ashar Mustafa, Advocate

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA
ORAL ORDER

3 03-11-2015 Heard the learned counsel for the petitioner, the

learned counsel for the informant and the learned Additional

Public Prosecutor.

The petitioner apprehends his arrest in a case under
Section 363, 364(A) of the Indian Penal Code.

The informant alleged that Rampari Devi and
Sumitra Devi came to his house and took his grand daughter out of
his house on the pretext of Shivratri. During the course of search
the informant came to know that Pawan took his grand daughter
and handed over to Ajit.

It is submitted that the petitioner is not named in the
FIR. The Allegation against the petitioner is that he helped his son
in kidnapping the victim and taking her to Muzaffarpur but
nobody has seen the petitioner helping his son or taking his son

with victim to Muzaffarpur.

Mr. Ashar Mustafa, the learned counsel for the informant, and the learned Additional Public Prosecutor submitted that witnesses in paragraph 12 and other paragraphs have stated that petitioner helped his son.

It appears that, of course, the witnesses named the petitioner stating that he helped his son but nobody has seen the petitioner along with victim or his son.

Considering the facts aforesaid and the nature of allegations made against the petitioner, the above named petitioner, in the event of his arrest or surrender before the learned court below within a period of four weeks from the date of receipt / production of a copy of this order, is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Sitamarhi in Dumra P.S. Case No. 45 of 2015, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Jha, J)

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