

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.21772 of 2015

Arising Out of PS.Case No. -73 Year- 2014 Thana -SC/ST District- PURNIA

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Sumit Das S/O Late Samir Das, Resident of village- Balughat at present
Janta Chowk, P.S.- K. Hat, District- Purnia

.... Petitioner

Versus

1. The State of Bihar
2. Radha Kumari D/o Dilip Paswan, R/O Purnia Court Ward No. 18, P.S.-
K. Hat, District- Purnea

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Pramod Kumar Mallick, Adv.

For the Opposite Party/s : Mr. Ram Shankar Das(Spl.App)

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA
ORAL ORDER

3 08-10-2015 Heard both sides.

The petitioner apprehends his arrest in SC/ST Purnia
P.S. Case No. 73/2014, registered for the offences punishable
under Sections 376, 498A of the Indian Penal Code, ¾ of the D.P.
Act and 3(i)(x)(xi)(xii) SC/ST Act.

The victim filed a complaint case making allegation of
kidnapping against 8 persons including the petitioner. The date of
occurrence is 27.05.2014 but the complaint petition was filed on
19.07.2014. The victim alleged that they all kidnapped her and
forcibly solemnized her marriage with Gautam Das.

Learned counsel for the petitioner submits that the
victim had gone with Gautam Das. The petitioner has no concern

with Gautam Das.

It is submitted that there is no specific allegation against the petitioner. It appears that the victim herself made very specific allegation that the petitioner and Gautam Das enticed her to Raiganj where the victim lived with Gautam Das. The victim is a minor girl. Her date of birth is 28.07.2000, which appears from para 67 of the case diary. Later on she was forced to marry with Gautam Das.

Considering the facts aforesaid and the fact that the petitioner also participated in kidnapping the minor girl, I am not inclined to enlarge the petitioner above named on anticipatory bail. Accordingly, the same is rejected.

(Prabhat Kumar Jha, J.)

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