

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.42127 of 2015

Arising Out of PS.Case No. -200 Year- 2015 Thana -SAKRA District- MUZAFFARPUR

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1. Mahadev Sahani S/o late Sukhdev Sahani
2. Ramanand Sahani
3. Bhagya Narayan Sahni, both son of Sri Mahadev Sahani and All
resident of Village- Lakshmipur @Khattagachhi P.s Maniyari, District
Muzaffarpur.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sunil Kumar, Advocate

For the Opposite Party/s : Mr. Sanjay Kr. Sharma (App)

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CORAM: HONOURABLE MR. JUSTICE MUNGESHWAR
SAHOO
ORAL ORDER

2 13-10-2015 Heard the learned counsel for the petitioners and
learned A.P.P. for the State.

The petitioners, namely, Mahadev Sahani,
Ramanand Sahani and Bhagya Narayan Sahni, who apprehend
their arrest in Sakra P.S. Case No. 200 of 2015 under Sections
366A/34 of the Indian Penal Code.

The allegation according to First Information
Report is that the daughter of the informant has been
kidnapped by the son of petitioner no. 1, with intention to kill
her.

The learned counsel for the petitioners submitted
that in fact, there is love marriage between the son of petitioner
no.1 and the daughter of the informant and the petitioners
have been falsely implicated. The petitioners, who are the father

and brothers of the son-in-law of the informant.

On the other hand, learned A.P.P. opposes the prayer for bail.

According to prosecution case, the son of petitioner no. 1 Ravindra Kumar @ Saheb Kumar has kidnapped the daughter of the informant. The allegations against these petitioners are that they helped the petitioner's no. 1 son in kidnapping the daughter of the informant. The copies of the affidavits sworn by the girl and son of petitioner no.1 have been annexed to the bail application, which prima facie indicates that both of them have married.

Considering the above facts and circumstances, I direct the petitioners named above to surrender before the court below within six weeks from today and on their so surrendering, the court below is directed to release the petitioners on bail on furnishing bail bond of Rs. 5,000/- (Rupees five thousand) each with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Muzaffarpur in connection with Sakra P.S. Case No. 200 of 2015, subject to condition as laid down under Section 438(2) of the Cr.P.C.

(Mungeshwar Sahoo, J)

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