

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.35861 of 2015

Arising Out of PS.Case No. -16 Year- 2015 Thana -HASANGANJ District- KATIHAR

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Chhotu Chauhan @ Niraj Chauhan son of Pasuram Chauhan, resident of
Village- Matiyari Tira, Police Station- Mufassil Rani Patra, District- Purnea.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

Appearance :

For the Petitioner : Mr. Bimal Kumar

For the Opposite Party : Mr. Gopesh Kumar (App)

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 05-10-2015 Heard the counsel for the petitioner and counsel for the

State.

The petitioner is languishing in jail since 18.06.2015 in
a case instituted under Sections 363 and 366(A)/34 of the Indian
Penal Code.

As per allegation, this is a case of abduction of a
married girl who is 17 years of age by the accused persons, in the
absence of her family members.

It has been submitted on behalf of the petitioner that
petitioner has got no criminal antecedent. He is in custody since
18.06.2015. Chargesheet has been submitted in the case. There is
no allegation of tampering of evidence against the petitioner. From
perusal of statement made under Section 164 Cr.P.C by the

victim, she has not made any allegation of sexual assault by the petitioner. The alleged occurrence is said to have taken place on 12.06.2015 but the case was instituted on 15.06.2015 and no explanation has been made in respect of delay in lodging of the FIR.

On behalf of the State, it has been submitted that the petitioner is named in the FIR.

Considering the aforesaid facts, let the above named petitioner be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned CJM, Katihar in connection with Hasanganj P.S.Case No.16 of 2015.

(Sudhir Singh, J)

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