

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.53834 of 2015

Arising Out of PS.Case No. -56 Year- 2015 Thana -MAHILA PS District- GOPALGANJ

1. Chand Mohammad, s/o Habib Mian, resident of Barauli Main Road,
Ward No. 6, PS Barauli, DIstrict Gopalganj.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shashi Bhushan

For the Opposite Party/s : Mr. T.P.Mandal(App)

CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

2 30-11-2015 Heard learned counsel for the petitioner as well as
learned Additional Public Prosecutor for the State.

The victim has already been recovered and his
statement under section 164 of the Cr.P.C was recorded. The
victim stated in his statement that he was brought to Gopalganj by
the petitioner and except the aforesaid statement, there is nothing
against the petitioner.

The contention on behalf of the petitioner is that there
was dispute in between parents of the victim and the informant
and as a matter of fact, one Mamta Karim Shekh is the mother of
the victim and the aforesaid Mamta Karim Shekh gave the victim
to petitioner in adoption. It is further contended by him that the
informant was medically examined by the doctor and she was

found between 20 to 23 years of age and the victim of the present case was found between 11 to 12 years of age and, therefore, the aforesaid fact clearly goes to show that the victim is not a son of the informant of the present case.

Considering the aforesaid facts and circumstances as well as submissions of the parties, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of Sub-Divisional Judicial Magistrate, Gopalganj in connection Mahila P.S.Case No. 56 of 2015.

(Hemant Kumar Srivastava, J)

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