

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.45426 of 2015

Arising Out of PS.Case No. -158 Year- 2015 Thana -MALSALAMI District- PATNA

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1. Mithlesh Kumar @ Sudhir Kumar, Son of Subhash Prasad, Residence of Mohalla:- Purunderpur, P.S:- Jakkanpur, Distt- Patna, At Present residence of Mohalla:- Ram Krishna Nagar, P.S:- Ram Krishna Nagar, District:- Patna.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dhaneshwar Prasad Gupta

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

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 16-10-2015 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner is in custody in a case registered under
Sections 343, 366(B) of the Indian Penal Code.

The allegation against the petitioner and other co-
accused is of kidnapping the minor niece(aged about 15 years) of
the informant .

It has been submitted on behalf of the petitioner that the
petitioner is in custody since 21.08.2015. There is no allegation of
tampering with the evidence against the petitioner. From perusal
of statement of the victim recorded under Section 164
Cr.P.C.which is Annexure 2 it would appear that the victim on her

own will has left with co-accused Vikas Kumar Soni and has married her. There is no allegation made against the petitioner by the victim.

On behalf of the State, it has been submitted that the petitioner is not named in the FIR.

Considering the facts aforesaid, let 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 A.C.J.M.,Patna City, Patna in Malsalami P.S.Case No. 158 of 2015.

(Sudhir Singh, J)

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