

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.9849 of 2016

Arising Out of PS.Case No. -313 Year- 2015 Thana -SHERGHATI District- GAYA

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Shiv Kumar Rana @ Shiva, son of Rajendra Rana @ Raju Rana, Resident
of Village- Barahi Gaya Road, Police Station- Barahi, District- Hzaribagh
(Jharkhand).

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Sanjay Kumar

For the Opposite Party/s : Mr. Kr. Virendra Narayan(App)

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CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA
ORAL ORDER

3 28-04-2016 Heard learned counsel for the petitioner and the

learned A.P.P. for the State.

The petitioner is accused in connection with
Sherghati P.S. Case No. 313 of 2015, registered under Section
366(A)/34 of the Indian Penal Code.

The accusation is that on 20.11.2015, daughter of the
informant aged about 17 years, did not return to her house from
Sherghati Bazar. In course of search, it has come in the
knowledge of the informant that petitioner and his family
members kidnapped his daughter with intent to perform marriage
with the petitioner.

Learned counsel appearing on behalf of the
petitioner submits that the statement of victim has been recorded

under Section 164 of Cr.P.C. in which she had stated about her kidnapping by this petitioner and unknown and carrying her Gurgaon, where physical relationship was developed by this petitioner. The age of the victim has been assessed as 17 years and 06 months in her medical examination. Further submission is that, in fact, there was love affairs in between the petitioner and the daughter of informant, who used to reside at the house of her aunt and the aunt of the victim has also stated about love affairs of the petitioner and daughter of the informant, as detailed in para 08 of the case diary. The petitioner having no criminal antecedent is in custody since 07.12.2015.

Having regard to the facts and the circumstances of the case, the petitioner, above named, is directed to be released on bail on furnishing bail bond of Rs.10,000/-(Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the Addl. Chief Judicial Magistrate, Sherghati, Gaya in connection with Sherghati P.S. Case No. 313 of 2015.

(Rajendra Kumar Mishra, J.)

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