

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.18387 of 2016

Arising Out of PS.Case No. -166 Year- 2015 Thana -JALE District- DARBHANGA

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1. Md. Ehshan @ Soman @ Somana Son of Md. Jalaluddin, resident of
Village- Kataraul, Police Station- Jale, District- Darbhanga.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Md. Shamimul Hoda

For the Opposite Party/s : Mr. Mustaque Alam(App)

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**CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR
SINGH**
ORAL ORDER

2 29-04-2016

Heard learned counsels for the petitioner and the State.

The petitioner is apprehending arrest in a case registered
for the offences punishable under Sections 366A,120B,352,341
and 323 of the Indian Penal Code and sections 4,8 ,10 and 12 of
Protection of Children from Sexual Offences Act.

The prosecution case is that on the evening of 8.9.2015
the petitioner along with his accomplices entered into the house of
the informant, assaulted the informant and abducted the minor
daughter of the informant namely Afsana Khatoon.

It is submitted by the learned counsel for the petitioner
that that the victim in 164 Cr.P.C. statement got her age recorded
as 20 years and court assessed her age as 19 years where she has
stated that she was in love with the petitioner, hence, she wants to

live with him. Statement has been made in paragraph 3 of the petition that the petitioner has no criminal antecedent.

Considering the 164 Cr.P.C. statement of the victim girl, let the above named petitioner be released on anticipatory bail in the event of arrest or surrender before the learned Court below within a period of twelve weeks from today on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned CJM, Darbhanga in connection with Jale P.S. Case No. 166 of 2015 subject to the conditions as laid down under Section 438(2) Cr.P.C.

(Dinesh Kumar Singh, J)

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