

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.52721 of 2016

Arising Out of PS.Case No. -93 Year- 2016 Thana -PAKRIDAYAL District-
EASTCHAMPARAN(MOTIHARI)

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Birendra Sah, Son of Ram Ekbalak Sah @ Ram Balak Sah, Resident of
Village- Tharbitya P.S.- Pakarideyal, District- East Champaran, Motihari.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sharda Nand Mishra, Advocate.

For the Opposite Party/s : Mr. Sri Ram Bachan Singh, APP

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

2 07-12-2016 Heard learned counsel for the petitioner and learned APP
for the State.

Petitioner is languishing in custody since 20.07.2016 in
connection with Pakarideyal P.S. Case No. 93 of 2016 for offences
punishable under Sections 363 and 366(A) of the Indian Penal
Code.

The petitioner and others are suspected to have
kidnapped the victim girl. The victim girl in her statement under
Section 164 Cr.P.C stated that the named accused persons forcibly
took her on motor-cycle and thereafter, on four wheeler. The
petitioner wanted to marry with her. However, she could manage
her escape.

Submission of the petitioner is that in fact the matter



was of love affair. The victim had already married with the petitioner vide Annexure 3 the affidavit sworn by the victim. However, under the pressure of her family members she resiled from her statement on oath.

Considering the nature of allegation against the petitioner, let the petitioner, above named, be enlarged 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 Additional Chief Judicial Magistrate V, Dist. East Champaran, Motihari in connection with Pakarideyal P.S. Case No. 93 of 2016.

(Birendra Kumar, J)

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