

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.26342 of 2016

Arising Out of PS.Case No. -107 Year- 2016 Thana -BANKA District- BANKA

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1. Piyush Kumar Kapri @ Piyush Kr., S/o Sri Barun Kr. Kapri
 2. Barun Kr. Kapri, S/o Mahesh Kapri
 3. Anita Devi, W/o Barun Kr. Kapri, all resident of village- Lakrikola, P.S.- Banka, District- Banka

.... Petitioners

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioners : Mr. Ajay Mukherjee,
Mr. Ganesh Sharma, Advocates
For the State : Mr. (Dr.) Ajeet Kumar, A.P.P.

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CORAM: HONOURABLE DR. JUSTICE RAVI RANJAN
ORAL ORDER

2 05-07-2016 Heard learned counsel for the petitioners and the

State.

Petitioners apprehend their arrest in a case filed

under Sections 366 A/34 of the Indian Penal Code.

It is contended on behalf of the petitioners that they

are brother, father and mother of the co-accused Prince Kumar
Kapri. As per the allegation, 17 years 6 months old daughter of the
informant was allegedly abducted by the Prince Kumar Kapri and
others. However, the statement of the girl recorded under Section
164 Cr.P.C. reveals that she was having love affair with Prince
Kumar Kapri and she had willingly gone with him and stayed at

Bhagalpur. On 22.02.2016, they got married in Bhairon Asthan at Banka and, thereafter, they returned back. She has disclosed her age to be 19 years whereas the court below has assessed her age to be 18 years. It is also contended that the police has submitted the final form exonerating the petitioners but cognizance has been taken by the court.

Having regards to the facts and circumstances of the case, in the event of arrest/surrender within a period of six weeks from today in Banka P.S. case no.107 / 2016, the above named petitioners, Piyush Kumar Kapri @ Piyush Kr., Barun Kr. Kapri and Anita Devi shall be released on bail on furnishing bail bonds of Rs.10,000(Ten Thousand Rupees) each with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Banka subject to the conditions as laid down under sub-section(2) of Section 438 of the Code of Criminal Procedure.

(Dr. Ravi Ranjan, J)

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