

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.35829 of 2016

Arising Out of PS.Case No. -546 Year- 2012 Thana -BETTIAH TOWN District-
WESTCHAMPARAN(BETTIAH)

=====

1. Shambhu Ram s/o Late Gopal Ram
2. Sasa Devi W/o Late Gopal Ram
3. Sushila Devi D/o Late Gopal Ram W/o Late Raju Ram All Resident of
Village- Piuni Bag Basawariya, P.S.- Bettiah Nagar, District- West
Champanan (Bihar). Petitioner/s

Versus

1. The State of Bihar Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Sanjeev Kumar

For the Opposite Party/s : Mr. Sri Binod Kumar 3

=====

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR

JHA

ORAL ORDER

4 26-09-2016

Heard both sides.

The petitioners apprehend their arrest in Bettiah
Town P.S. case No. 546 of 2012 under Section 365 of the Indian
Penal Code.

The informant, father of the victim, alleged that
petitioner No.1, Shambhu Ram, enticed his daughter in the year
2004 for marriage but his daughter is still traceless. The informant
made allegation that all the petitioners have concealed his
daughter and forcing her to do some illicit work.

The learned counsel for the petitioners submits that
the occurrence took place in the year 2004 but the case was lodged
in the year 2012. The father of the victim made allegation that
petitioner No.1 solemnized marriage with his daughter, Munni
Kumari, and application was given before the Marriage Registrar

for registration of marriage in the year 2004 but marriage was never registered.

Considering the fact that petitioner No.1, Shambhu Ram, is said to have solemnized marriage with victim but the victim is still traceless, I am not inclined to enlarge petitioner No.1 on anticipatory bail. Accordingly, the same is rejected.

So far as case of petitioners No.2 and 3 is concerned, there is no allegation against petitioners No.2 and 3, who are ladies.

Accordingly, the above named petitioners No. 2 and 3, in the event of their arrest or surrender before the learned court below within a period of four weeks from the date of receipt / production of a copy of this order, are directed to 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 the learned Chief Judicial Magistrate, West Champaran at Bettiah in Bettiah Town P.S. Case No. 546 of 2012, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Jha, J)

BKS/-

U		T	
---	--	---	--