

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.44498 of 2016

Arising Out of PS.Case No. -134 Year- 2015 Thana -MADHUBAN District-
EASTCHAMPARAN(MOTIHARI)

=====

Arvind Ram S/o Surendra Ram R/o Bahuara Bhan, P.S. Madhuban, District
East Champaran.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Patanjali Rishi

For the Opposite Party/s : Mr. Dashrath Mehta, A.P.P.

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**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

2 27-10-2016 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner apprehends his arrest in connection
with Madhuban P.S. Case No. 134 of 2015 registered under
Sections 363, 364, 367, 374, 120B, 506 and 34 of the Indian Penal
Code.

The allegation of informant is that on 11.05.2015, his
son Dinesh Kumar aged about 13 years was grazing goat on the
field, fromwhere the petitioner and one Jagvir Prasad, co-villager
of the informant, enticed away his son for doing the job at
Satharia, District – Varanasi. The informant made query about his
son, both showed their ignorance. When the informant asked the
petitioner and Jagdish to search his son then his villager Parichan

Ram, Ramjanam Rai, Harendra Ram, Ramkali Devi, Basanti Devi and Jiya Lal Prasad made attempt to assault him by abusing.

Learned counsel appearing on behalf of the petitioner submits that in fact, the son of the informant moved from his house in connection with job without disclosing to the informant, but due to ulterior motive and village enmity the informant has lodged the present case with false allegation about carrying his son by this petitioner and one Jagvir Prasad, from the field. Further submission is that informant is not the eye witness of carrying of his son from the field.

Having considered the facts and circumstances of the case, let the above named petitioner be released on bail, in the event of arrest or surrender before the learned Court below within a period of four 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 the A.C.J.M.-IV, Motihari, East Champaran in connection with Madhuban P.S. Case No. 134 of 2015, subject to the condition as laid down under Section 438(2) of the Cr. P.C.

(Rajendra Kumar Mishra, J)

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