

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.27022 of 2016

Arising Out of PS.Case No. -40 Year- 2014 Thana -MAHILA P.S District-
WESTCHAMPARAN(BETTIAH)

1. Ekbal Ray @ Md. Ekbal @ Md. Ekbal Ray S/o Jaman Ray @ Juman
Khan Resident of Village- Dardari, P.S.- Laukariya, District- West
Champaran.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Vijay Kr Singh No. 1

For the Opposite Party/s : Mr. Sri Brajendra Nath Pandey

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 30-06-2016

Petitioner is apprehending his arrest in a
case registered for the offences punishable under Sections
366(A)/34 of the Indian Penal Code.

The accusation is of abducting the minor
daughter of the informant namely Robina Khatoon.

It is submitted by learned counsel for the
petitioner that in 164 Cr.P.C statement the victim got her age
recorded as 18 years when the Court assessed as 17 years and
as per medical opinion the victim was found aged about 17
years. In 164 Cr.P.C statement the victim stated that since her
parents wanted the victim to marry with someone else, hence
she eloped with the petitioner of her own and subsequently
performed marriage with the petitioner.

A statement has been made in para 3 of the

petition that petitioner has no criminal antecedent.

Considering the fact that the victim girl is approaching majority and 164 Cr. P.C statement reflects that she was never been kidnapped, let the petitioner, above named, in the event of his arrest or surrender before the Court below within a period of 12 weeks from today, be released on anticipatory bail on furnishing bail bond of Rs. 10,000/-(ten thousand) with two sureties of the like amount each to the satisfaction of learned Sub-Divisional Judicial Magistrate, Bagaha, West Champaran in connection with Bagaha Mahila P.S. Case No. 40 of 2014, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

Shageer/-

(Dinesh Kumar Singh, J)

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