

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.20772 of 2016**

Arising Out of PS.Case No. -5 Year- 2016 Thana -TANDWA District- AURANGABAD

Raju Tiwari, Son of Mahendra Tiwary, resident of village- Kanchanwara,  
P.O.- Mugiya, P.S.-Tandwa, District- Aurangabad.

.... .... Petitioner/s

Versus

The State of Bihar

.... .... Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Nagendra Upadhyay, Advocate.

For the Opposite Party/s : Mr. Sanjay Kr.Tiwary(APP)

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

**ORAL ORDER**

2      18-05-2016                      Heard learned counsel for the petitioner and the  
learned A.P.P. for the State.

The petitioner is accused in connection with Tandwa  
P.S. Case No. 05 of 2016 registered under Section 366(A)/34 of  
the Indian Penal Code.

The accusation is of kidnapping of the sister of  
informant by the petitioner for the purpose of performing the  
marriage.

Learned counsel for the petitioner submits that the  
statement of the victim, under Section 164 Cr.P.C., has been  
recorded by the A.C.J.M., Aurangabad, in which, she has stated  
about moving with this petitioner according to her sweet will and  
petitioner has not committed rape on her. Further submission is  
that the age of the victim has been assessed between 19 to 20 years

and is in custody since 12.03.2016.

Having regard to the facts and the circumstances of the case, the petitioner above named, is directed to be released on bail on furnishing bail bond of Rs.10,000/-(Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the J.M. Ist Class, Aurangabad, in connection with Tandwa P.S. Case No. 05.2016. Out of two sureties, one surety must be the close relative of the petitioner.

**(Rajendra Kumar Mishra, J)**

Bhardwaj/-

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