

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.20854 of 2016

Arising Out of PS.Case No. -3 Year- 2016 Thana -SAMASTIPUR GRP CASE District-
SAMASTIPUR

=====

Arun Yadav @ Arun Kumar @ Arun Kumar Yadav son of Late Mahendra
Yadav, resident of village- Narpa, P.S.- Bithan, District- Samastipur

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 19-07-2016 Heard learned counsel for the petitioner and the State.

The petitioner seeks bail in a case instituted under
Sections 363 of the Indian Penal Code and 12 of Protection of
Child Sexual Offence Act.

Allegation against the petitioner is of kidnapping
daughter of the informant.

It has been submitted on behalf of the petitioner that
petitioner is in custody since 27.1.2016. Chargesheet has been
submitted in the present case. Petitioner has got no criminal
antecedent nor there is allegation of tampering of any evidence.
He has been made accused due to mistake of fact. Petitioner
wanted to help the girl who was alone on the platform. There is
no allegation of kidnapping of the girl against the petitioner.

On behalf of the State, it is submitted that statement of
the victim girl has been recorded by the police where she has
alleged that one of the miscreants, who kidnapped her, had handed
over the victim to the petitioner and subsequently when she
proceeded at Samastipur Railway Station then she was rescued by
the passengers at the railway station. Later on, she was taken into

custody by the police and handed over to her parents.

Considering the aforesaid facts and circumstances, I am not inclined to grant bail to the petitioner, same is rejected at this stage.

(Sudhir Singh, J)

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