

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.8437 of 2016

Arising Out of PS.Case No. -271 Year- 2015 Thana -KOTWALI District- MUNGER

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1. Ludo Mandal Son of Saheb Mandal
2. Santosh Mandal Son of Saheb Mandal Both resident of village -
Lalderwaza, P.S. Kotwali, Distt. - Munger

.... Petitioners

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Arvind Kumar Singh, Advocate

For the Opposite Party/s : Mr. Amit Kr.Rakesh(App)

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

2 19-04-2016 Heard learned counsel for the petitioners and learned
APP for the State.

2. The petitioners apprehend their arrest for the
offences alleged under Section 366A/34 of the Indian Penal Code
registered in connection with Kotwali P.S. Case No.271 of 2015.

3. It is submitted that the petitioners have been
falsely implicated as so-called victim girl has since returned and
recorded her statement under Section 164 Cr.P.C., stating that she
voluntarily meet her aunt Sarswati Devi instead of going to school
on 09.12.2015 and thereafter, returned on 16.12.2015. She has
denied having been kidnapped by any one.

4. Having regard to the entirety of the facts and
circumstances of the case, as such, in the event of the arrest or

surrender before the court below within six weeks from the date of communication of this order, let the above named petitioners be released on bail on furnishing bail bonds of Rs.10,000/- (ten thousand) each with two sureties of like amount each to the satisfaction of learned Chief Judicial Magistrate, Munger in connection with Kotwali P.S. Case No.271 of 2015, subject to the conditions as laid down under Section 438(2) Cr.P.C. and also subject to the following further conditions :-

(i) The petitioners shall co-operate with the investigation and make themselves available as and when so required and in case of failure, the State shall be at liberty to move for cancellation of bail.

(ii) The petitioners shall remain physically present on each and every date during trial and in the event of failure on two consecutive dates, their bail bonds shall be liable to be cancelled by the learned Court concerned.

(Vikash Jain, J)

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