

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.15662 of 2016

Arising Out of PS.Case No. -26 Year- 2016 Thana -BARARI District- KATIHAR

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Pappu Sharma @ Ravi Sharma S/o Pramod Sharma R/o Durgapur
Kushwaha Tola, P.S.- Barari (Semapur), Distt- Katihar.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 03-05-2016

Heard learned counsel for the petitioner and the State.

The petitioner is apprehending his arrest in a case instituted under Sections 366A/34 of the Indian Penal Code.

Allegation against the petitioner is that he abducted daughter of the informant on his motorcycle.

It is submitted on behalf of the petitioner that he has got no criminal antecedent. Petitioner has falsely been implicated in the present case. The victim girl was recovered and her statement has been recorded under Section 164 of the Code of Criminal Procedure where she has accepted that she had willingly gone with the petitioner. From perusal of Annexure-3 it is evident that petitioner and the said girl (victim) have already got married.

On behalf of the State, it is submitted that petitioner is named in the F.I.R. but statement made by the victim under Section 164 of the Code of Criminal Procedure cannot be denied.

Considering the aforesaid facts and circumstances, let the above named petitioner, in the event of arrest or surrender in the court below within a period of six weeks, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand only) with two

sureties of the like amount each to the satisfaction of learned Addl. Chief Judicial Magistrate-Vth ,Katihar, in connection with Barari (Semapur) P.S. Case no. 26 of 2016, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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