

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.42137 of 2016

Arising Out of PS.Case No. -27 Year- 2016 Thana -ALIPUR District- GAYA

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1. Pintoo Kumar @ Pintoo Yadav Son of Chanderdeo Yadav Resident of
 Village- Malda, P.S Alipur, District Gaya.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sanjay Kumar Sharma

For the Opposite Party/s Mr. Mustaque Alam

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

04/ 09.12.2016 Heard learned counsel for the petitioner as well as learned

Addl. Public Prosecutor for the State.

Petitioner seeks bail in a case registered under sections 366
 and 120B/34 of the Indian Penal Code.

Petitioner is said to have kidnapped the informant's
 daughter who was major at the time of alleged occurrence. The victim
 and the petitioner were caught from the house of relation of the
 petitioner. The statement of victim was recorded under section 161
 Cr.P.C in which she supported the story of her kidnapping but I.O did
 not take any step to get statement of victim recorded under section
 164. Moreover, victim does not have any complain of sexual assault.

Petitioner is in jail custody since 25.3.2016 and submission
 on behalf of the petitioner is that victim was in love with the petitioner
 and, as a matter of fact, she, herself, eloped from her house.

Considering the aforesaid facts and circumstances as well as



the period of detention of the petitioner in jail custody, let the petitioner be released on bail on furnishing bail bonds of Rs 10,000/- with two sureties of the like amount each to the satisfaction of the Addl. Chief Judicial Magistrate VI, Gaya in Alipur P.S. Case no. 27/2016.

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(Hemant Kumar Srivastava,J)

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