

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.58046 of 2015

Arising Out of PS.Case No. -256 Year- 2014 Thana -MEERGANJ District- GOPALGANJ

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Shahjad Mian, Son of Ayub Mian, Resident of Village - Bara Parewa, P.S.
- Raxaul, District - East Champaran.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Surendra Kishore Thakur

For the Opposite Party/s : Mr. Ashok Kumar Singh 1 (App)

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

2 04-01-2016 Heard learned counsel for the petitioner as well as
learned Additional Public Prosecutor for the State.

According to prosecution case itself, earlier the victim was abducted by Shamshad who happens to be full brother of the petitioner and for the aforesaid offence, a criminal case was registered. The victim was recovered in the aforesaid case and her statement under Section 164 of the Cr.P.C. was recorded. The victim specifically stated in her statement that she had solemnized her marriage by her own sweet will with Shamshad.

The contention on behalf of the petitioner is that the victim is residing with her husband namely Shamshad but the present case has been lodged by brother of the victim against the petitioner on the basis of false and concocted story.

Considering the aforesaid facts and circumstances as well as submissions of the parties, let the petitioner, namely, Shahjad Mian be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Gopalganj in connection with Mirganj P.S. Case No.256 of 2014.

(Hemant Kumar Srivastava, J)

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