

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.1773 of 2017

Arising Out of PS.Case No. -224 Year- 2016 Thana -SURYAGARHA District- LAKHISARAI

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Md. Imran, son of Md. Manzoor.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sanjeev Kumar

For the Opposite Party/s : Mr. Sri Kumar Virendra Narayan

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CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA

ORAL ORDER

2 19-01-2017 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner is accused in connection with
Surajgarha P.S. Case No. 224 of 2016 registered under Sections
364 and 328/34 of the Indian Penal Code and Section 2/8 of the
POCSO Act.

The accusation is of kidnapping of daughter of
informant by this petitioner with the help of his brother, Md.
Arman due to non-compromise of Surajgarha P.S. Case No. 130 of
2016, which was instituted by the informant regarding committing
rape on her by Md. Manzoor, father of the petitioner.

Learned counsel for the petitioner submits that
petitioner and the informant are next door neighbour and he has
falsely been implicated in this case due to ulterior motive.



Moreover, the statement of the victim was recorded, under Section 164 Cr.P.C., in which, she stated that the present case has been lodged unnecessary on the instruction of her mother and she moved from her house according to her sweet will and also performed marriage (Nikah) with Manzoor Alam. It is further submitted that petitioner has no criminal antecedent and is in custody since 21.09.2016.

Having regard to the facts and the circumstances of the case, the petitioner above named, is directed to be released on bail on furnishing bail bond of Rs.10,000/-(Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the Additional Sessions Judge-I-cum-Special Judge POCSO, Lakhisarai, in connection with Surajgarha P.S. Case No. 224 of 2016. Out of two sureties, one surety must be the close relative of the petitioner.

(Rajendra Kumar Mishra, J)

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