

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.7227 of 2017

Arising Out of PS.Case No. -106 Year- 2016 Thana -KHODABANDPUR District- BEGUSARAI
=====

1. Vikesh Kumar Son of Dinesh Das,
2. Pramod Kumar Son of Dinesh Das
3. Krishanandan Kumar Son of Ram Sevak Mahto All Resident of Village-
Bhoja P.S.-Khodawandpur, District-Begusarai (Bihar).

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s
=====

Appearance :

For the Petitioner/s : Mr. Mira Kumari

For the Opposite Party/s : Mr. Smt. Veena Kumari Jaiswal
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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

3 24-03-2017 Heard learned counsel for the petitioners and the

State.

The petitioners seek bail in Khodawandpur
(Chourahi O.P.) P.S. case no. 106 of 2016 for the offence under
Sections 364, 366(A) of Indian Penal Code.

It is alleged that niece of the informant Anjali
Kumari aged about 13 years was kidnapped by these petitioners.
After that, the victim girl has been recovered and she has stated in
her statement under Section 164 of Code of Criminal Procedure
that when she was going by tempo, petitioner sat on the tempo and
took her to unknown place. Lateron, when petitioners learnt that
the case has been filed, they left her.



Learned counsel for the petitioners submits that as per para 3 of the petition, petitioner has clean antecedent. From the statement of the victim recorded under Section 164 of Code of Criminal Procedure, it appears that besides general allegation that they sat on tempo and took her to unknown place, there is no overt act alleged against the petitioners and petitioners are in custody since 07.12.2016.

Considering the aforesaid facts and circumstances of the case, prayer for bail of the petitioners is allowed. Let the petitioners above named, be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of Sub-Divisional Judicial Magistrate, Manjhaul in connection with Khodawandpur (Chourahi O.P.) P.S. case no. 106 of 2016 subject to the condition that both the bailors will be the close relatives of the petitioner.

(Sanjay Priya, J.)

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