

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.20026 of 2017

Arising Out of PS.Case No. -34 Year- 2017 Thana -WAJIRGANJ District- GAYA

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Ramesh Kumar @ Ramesh Singh Son of Late Umesh Kumar Singh,
Resident of village - Sadipur, Karthi, Islampur, P.S. Konch, District - Gaya
..... Petitioner/s

Versus

The State of Bihar

..... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. A.K. Thakur, Advocate
Mrs. Babita Kumari, Advocate
For the Opposite Party/s : Mr. Mukeshwar Dayal, APP

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CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

4 20-06-2017 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

Petitioner is languishing in judicial custody since
04.02.2017 in connection with Wazirganj P.S. Case No. 34 of
2017 registered for the offence punishable under Section 366(A)
of the Indian Penal Code.

The prosecution case is that on 19.01.2017 at about
11:30 A.M. daughter of the informant, namely, Khushi Kumari
aged about 15 years had gone to Wazirganj for tuition, but she did
not return home till 6:00 P.M. Thereafter, informant along with
family members started searching her, but she could not be traced.
At about 9:00 P.M. informant was informed on mobile that
petitioner has kidnapped his daughter.

It has been submitted by the learned counsel for the



petitioner that he is innocent, bears no criminal history and is a distant relative of the victim girl and has committed no offence as alleged in the First Information Report. It is further submitted that in fact loan was taken by the informant from the petitioner and due to non-payment of loan, false and concocted story has been built. It is further submitted that the victim girl in her statement under Section 164 Cr.P.C. has not alleged any overt act against the petitioner and her age as per medical report is 18-19 years and that charge-sheet has already been submitted, hence, there is no chance of tampering with the prosecution evidence.

However, learned A.P.P. for the State opposes the prayer for bail.

Considering the facts and circumstances and the materials on record, let the petitioner above named be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. Ten thousand only) with two sureties of the like amount each to the satisfaction of the learned Additional Chief Judicial Magistrate, Gaya in connection with Wazirganj P.S. Case No. 34 of 2017.

(Nilu Agrawal, J.)

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