

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.9639 of 2017

Arising Out of PS.Case No. -903 Year- 2016 Thana -BANKA District- BANKA

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Md. Sonu @ Md. Asfak, S/o Late Md. Billo @ Manjur, Resident of
Village- Kharihara, P.S.- Barahat, District- Banka.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ajay Mukherjee

For the Opposite Party/s : Mr. Sri Navin Kumar Pandey

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 08-03-2017

Heard learned counsel for the petitioner and the State.

The petitioner apprehends his arrest in Banka
(Barahat) P.S. Case No. 903/2016 instituted for the offence under
sections 366(A)/34 of the Indian Penal Code.

It is alleged that daughter of the informant aged 18
years was not available in her house and on enquiry, it was learnt
that she was seen with this petitioner.

After recovery, the victim girl gave her statement
under section 164 Cr.P.C. wherein she has stated that this
petitioner has taken her with intention to marry her and also
established physical relationship with her. He kept her for four
days. Thereafter, she was left free by the petitioner after arrival of
the police.



In such circumstances, this court does not find it a fit case for grant of anticipatory bail to the petitioner. Accordingly, the prayer for anticipatory bail is rejected. However, the petitioners are directed to surrender before the court below and seek regular bail which shall be considered and disposed off on its own merit without being prejudiced by this order.

(Sanjay Priya, J)

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