

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.714 of 2017

Arising Out of PS.Case No. -151 Year- 2016 Thana -DHAMDHAHA District- PURNIA

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Kanhaiya Kumar @ Kanhaiya Mahto, S/o Kailash Mahto, Resident of -
Dhamdaha, P.S. Dhamdaha, Distt. Purnea

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Kumari Ritambhara

For the Opposite Party/s : Mr. Ajeet Kumar

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CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA

ORAL ORDER

3 06-02-2017 Heard learned counsel for the petitioner and the learned
A.P.P. for the State.

The petitioner apprehends his arrest in connection with
Dhamdaha P.S. Case no. 151 of 2016, registered under Sections
366(A)/34 of the Indian Penal Code.

Learned counsel for the petitioner submits that the
petitioner is not named in the F.I.R. The victim in her statement
recorded under Section 164 of Cr.P.C. only stated that the petitioner
along with Vishal Sah, Manjesh Sah, Ranvir Mahto, Rupesh Sah etc.
were present at her door near the Bolero, but she has not stated about
overt act of the petitioner in her kidnapping. Further submission is that
petitioner is co-villager of the informant and he has falsely been
implicated in this case.

Having regard to the facts and circumstances of the case,
let the above named petitioner, be released on bail, in the event of his



arrest or surrender before the learned Court below within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the Judicial Magistrate, 1st Class, Purnea, in connection with Dhamdaha P.S. Case No.151 of 2016, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Rajendra Kumar Mishra, J)

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