

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.39598 of 2017

Arising Out of PS.Case No. -11 Year- 2017 Thana -KATORIA District- BANKA

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Dilip Yadav @ Dilip Kumar Yadav, Son of Baldeo Yadav Resident of
Village- Korima Chapar, P.S. Banka, District- Banka.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Brij Nandad Prasad

For the Opposite Party/s : Mr. Pawan Kumar Chaurasiya

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**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**
ORAL ORDER

4 12-12-2017 Heard learned counsel for the petitioner and the learned
A.P.P. for the State.

The petitioner apprehends his arrest in connection with
Katoria P.S. Case no. 11 of 2017, registered under Sections 367 of the
Indian Penal Code.

The accusation is that there was no good relation of the
informant with her husband Dinesh yadav due to that reasons she used
to reside at her Myaka along with her child. On 28.01.2017, cousin
brother in law Dilip Yadav came at her Myaka thereafter her husband
Dinesh Yadav took her at her matrimonial house on 28.01.2017. Her
cousin brother in law called to some unknown at the house, where she
was called by her husband. Thereafter, Dinesh Yadav, husband of the
informant, told that his sister is serious and asked her to accompany
him for going to Sasural of his sister. Thereafter, she proceeded along
with her husband. In the way, one Auto rickshaw came in which
Baldeo Yadav and Quayum Miyan and five others were present, which
was driven by Dinesh Yadav. Thereafter, Quayum Miyan spread



powder on her and she became unconscious and when regained consciousness she found herself in the train, where five unknown persons were present. She anyhow moved towards toilet on the pretext to attend call of nature and informed her mother on mobile. When she returned then her mobile was snatched. She was taken at Lucknow on raising alarm, she was informed that she has been sold by Dinesh Yadav, Baldeo Yadav, where she was managed to met with daughter of Baldeo Yadav and she was left at her Myaka on 03.09.2017.

Learned counsel for the petitioner submits that petitioner is the cousin brother-in-law of the informant. It would appear from the F.I.R. that he has no concerned in accompanying the informant and selling her and he has falsely been implicated in this case. The petitioner has no criminal antecedent.

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 Addl. Chief Judicial Magistrate, Banka in connection with Katoria P.S. Case No. 11 of 2017, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Rajendra Kumar Mishra, J)

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