

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.33921 of 2017

Arising Out of PS.Case No. -78 Year- 2016 Thana -HAZIPUR INDUSTRIAL District-
VAISHALI(HAJIPUR)

- =====
1. Kundan Kumar, son of Shiv Chandra Ray, &
 2. Ranjan Kumar, son of late Kishundeo Ray, both r/o village- Daulatpur,
P.S.-Hajipur Sadar, District- Vaishali.

.... Petitioner/s

Versus

State of Bihar & Anr

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Satya Prakash Sinha, Advocate

For the Opposite Party/s : Mr. Binod Kumar 3, APP

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2/ 20-07-2017

Heard learned counsel for the Petitioners and the
State.

The Petitioners apprehend their arrest in Industrial
Area P.S. Case No.78 of 2016 instituted for the offence under
Section(s) 363, 370/34 Indian Penal Code.

It is alleged in the written report that daughter of the
informant was kidnapped by these petitioners and other accused
persons.

Statement of the victim girl recorded under Section
164 Cr. P. C. has been annexed as Annexure-2, wherein, she has
stated that she had married petitioner No.2. She had gone
voluntarily with these petitioners and others on Bolero vehicle.
She has stated her age as 18 years and the Court has assessed her



age as 19 years.

In the facts and circumstances of the case, prayer of the petitioners for grant of anticipatory bail is allowed. In the event of surrender/arrest of the petitioners, named above, within six weeks from today in connection with Industrial Area P.S. Case No.78 of 2016, they shall be released on anticipatory bail on furnishing bail bond of ₹10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Vaishali at Hajipur, subject to the conditions as laid down under Section 438(2) Cr. P. C. with further conditions (1) bailors should be local having sufficient immovable property within the jurisdiction of the court concerned, (2) petitioners shall cooperate in the trial and shall be present on each and every date fixed by the court and absence on two consecutive dates without proper and reasonable reason will automatically cancel bail bond of the petitioners and (3) if petitioners tamper with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioners.

(Sanjay Priya, J)

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