

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.14896 of 2017

Arising Out of PS.Case No. -213 Year- 2014 Thana –KUSHESHWAR ASTHAN District-
DARBHANGA

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1. Arvind Yadav, Son of Anirudh Yadav, @ Anirudh Yadav, resident of
Village- Shripur Govrahi, P.S.- Kusheshwar Asthan, District- Darbhanga.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ranjit Kumar Yadav

For the Opposite Party/s : Mr. Sri Parmanand Prasad

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA

ORAL ORDER

3 11-05-2017 Heard both sides.

The petitioner seeks bail in Kusheshwar Asthan P.S.
case No. 213 of 2014 under Section 363, 366, 366A, 120B of the
Indian Penal Code.

The informant alleged that petitioner and others
kidnapped his minor daughter.

The learned counsel for the petitioner submits that
petitioner and the victim were loving each other. The victim left
her house and went along with petitioner to Delhi but the victim
did not raise any alarm. The petitioner solemnized marriage with
the victim. The victim disclosed her date of birth as 05.01.1995
but when she returned she resiled from her earlier statement and



made allegation that petitioner kidnapped her and committed rape with her. The doctor has also assessed the age of the victim about 17 years. The victim disclosed that petitioner and Shobha Nand Yadav kidnapped her on the point of pistol. They took her to Deoghar and thereafter Delhi. The petitioner forcibly married with her.

It appears that the victim left along with petitioner to different places but she did not raise any alarm. The victim appears to be a consenting party

Considering the facts aforesaid and the fact that petitioner is in jail since 19.11.2016, the above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Sub-divisional Judicial Magistrate, Biraul, Darbhanga in Kusheshwar Asthan P.S. Case No. 213 of 2014.

(Prabhat Kumar Jha, J)

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