

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.2406 of 2017

Arising Out of PS.Case No. -117 Year- 2016 Thana -NARHAT District- NAWADA

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Shanti Devi, W/o Bachchu Rajbanshi, Resident of Village Kanoongo Bigha,
P.S. Narhat, Dist. Nawada.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Krishna Deo Raj

For the Opposite Party/s : Mr. Shailendra Kumar Singh

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CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR MISHRA

ORAL ORDER

2 14-02-2017 Heard learned counsel for the petitioner and the learned
A.P.P. for the State.

The petitioner apprehends her arrest in connection with
Narhat P.S. Case no.117 of 2016, registered under Section 366(A) of
the Indian Penal Code.

The accusation is of kidnapping of the minor daughter of
the informant by Rajesh Kumar, son of the petitioner, with the help of
the petitioner for the purpose of marriage.

Learned counsel for the petitioner submits that in the
statement recorded under Section 164 of Cr.P.C. of the victim in
which she has stated about her kidnapping by five boys, including
Rajesh Kumar, son of the petitioner, and taking her Gaya, where this
petitioner came and asked to kill, but she was taken to Mumbai and
from Mumbai, she was taken to Patna, except that there is nothing
against the petitioner. Further submission is that, in fact, petitioner
lodged Narhat P.S. Case No. 176 of 2014 against the



informant and others and due to that reasons, the victim, daughter of the informant, disclosed the name of this petitioner in her statement recorded under Section 164 of Cr.P.C. without any specific overt act along with the name of son of the petitioner and others having hand in the kidnapping of the daughter of the informant. The petitioner is a lady and she 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 her 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 ACJM-III, Nawada in connection with Narhat P.S. Case No. 117 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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