

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.20698 of 2017

Arising Out of PS.Case No. -408 Year- 2016 Thana -BARAUNI District- BEGUSARAI

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1. Md. Akram Son of Md. Isamul @ Isamul Resident of Village- Nurpur,
Police Station- Barauni, District- Begusarai.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sandip Kumar Gautam

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

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 09-05-2017 The petitioner seeks regular bail in connection with

Barauni P.S. Case No. 408 of 2016, registered for offences

punishable under Section 366(A) of the Indian Penal Code.

Allegation against the petitioner is of kidnapping the

victim girl.

It has been submitted on behalf of the petitioner that

petitioner has falsely been implicated in this case. In fact, there

was love affair between the petitioner and the girl and further there

is contradiction between the manner of occurrence mentioned in

the F.I.R and statement of the girl recorded under Section 164

Cr.P.C. Petitioner has been languishing in judicial custody since

13.11.2016.



Heard learned A.P.P. also.

Having heard both sides, considering the facts and circumstances of the case, nature of offence and the period of custody, let the petitioner above named, be released on bail on furnishing bail bonds of Rs. 25,000 (Rs. Twenty Five) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, Begusarai, in connection with Barauni P.S. Case No. 408 of 2016, subject to the following conditions:-

- (i) One of the bailors of the petitioner shall be a close relative having sufficient immovable property within the jurisdiction of the concerned Court.
- (ii) The petitioner will not induce any witness or tamper with the evidence.
- (iii) The petitioner shall cooperate in the disposal of trial and make himself available as and when required by the court and on the event of failure on his part to appear before the court below on two consecutive dates without showing any genuine reasons, the prosecution is free to move for cancellation



of his bail.

It is also made clear that if the petitioner made any attempt for harassing the girl and his family members, in future, prosecution will be free to move for cancellation of his bail bonds.

(Vinod Kumar Sinha, J)

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