

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.50295 of 2017

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Rakesh Kumar Ram, Son of Ramnath Ram, resident of village – Parasthua,
P.S.-Kochas (Parasthua), District-Rohtas.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Tej Narayan Singh, Advocate.

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

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL
ORAL ORDER

2 18-10-2017 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in S. Tr. No. 318 of 2017
arising out of Kochas P.S. Case No. 44 of 2017 registered under
Sections 366A and 494 of the Indian Penal Code.

The petitioner is said to have kidnapped the minor
daughter of the informant with intention to perform marriage with
her and was apprehended along with the victim on the bus stand in
course of fleeing to some other place.

It is submitted by learned counsel for the petitioner
that as the allegation levelled against the petitioner is of
kidnapping the daughter of the informant with intention to perform
marriage with her, hence provision of Section 366A of the Indian
Penal Code is not applicable rather Section 363 of the Indian Penal



Code will apply and the said section is bailable. The petitioner has been languishing in custody since 07.04.2017.

Considering the facts aforesaid, 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 7th Additional Sessions Judge, Rohtas at Sasaram in connection with S. Tr. No. 318 of 2017 arising out of Kochas P.S. Case No. 44 of 2017.

(Prakash Chandra Jaiswal, J)

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