

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.4660 of 2017

Arising Out of PS.Case No. -98 Year- 2016 Thana -GORIAKOTHI District- SIWAN

- =====
1. Dina Nath Yadav, S/o late Khedan Yadav.
 2. Shila Devi, w/o Dina Nath Yadav, both are r/o village Sheikhpur
Mahammadpur, P.S. Goreyakothi, District Siwan.

.... Petitioners

Versus

The State of Bihar

.... Opposite Partys

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Appearance :

For the Petitioners : Mr. Chandra Kant, Advocate

For the Opposite Party : Smt. Suman Kumari Singh (APP)

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CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN SHARMA
ORAL ORDER

2 21-02-2017 Heard learned counsel for the petitioners and learned
counsel representing the State.

The petitioners apprehend their arrest in connection
with Goreyakothi P.S. Case No. 98 of 2016, registered for the
offences punishable under Sections 366/366(A)/120(B)/34 of the
Indian Penal Code.

Allegedly, the daughter of the informant aged about
12 years was kidnapped with the help of petitioners. During
investigation the statement of victim girl was recorded under
Section 164 of Cr.P.C. wherein she has not stated regarding
kidnapping rather she has stated that she has performed marriage
with Ravi Kumar in Kalika Mandir, Delhi and she has gone with
Ravi Kumar out of her own sweet will, the mother and father of



Ravi were not pleased.

Submission is of false implication and that the petitioners are the father and mother of Ravi Kumar, without any fault they have been made accused. In this case Ravi Kumar has already been allowed bail by learned Court below itself. The daughter of the informant and Ravi Kumar are living together as wife and husband and, as such, the petitioners also deserve sympathetic consideration.

The learned A.P.P. opposes the prayer of pre-arrest bail.

In the facts and circumstances as stated above, considering the statement of the victim girl, the petitioners in the event of their arrest or surrender within four weeks from the date of receipt/production of a copy of this order shall be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Siwan, in connection with Goreya Kothi P.S. Case No. 98 of 2016, subject to the conditions as laid down in section 438(2) of the Cr.P.C.

(Jitendra Mohan Sharma, J.)

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