

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.14753 of 2018

Arising Out of PS. Case No.-83 Year-2017 Thana- FALKAHA District- Katihar

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Bhim Mahto S/o Ram Khailash Mahto, R/o Village- Bari Nagar Ashram Tola,
P.S.- Falka, Distt.- Katihar.

... .. Petitioner/s

Versus

State Of Bihar & Anr

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Jawed Ahmad

For the Opposite Party/s : Mr. Sri Shailendra Kumar -1

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CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

3 10-04-2018 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner, who is in custody, seeks bail in
connection with Falka P.S. Case No. 83 of 2017 registered for
the offence punishable under Sections 371, 372, 373, 120B/34
of the Indian Penal Code.

Informant is the mother of victim, who in her FIR
has stated that in January 2017 her neighbour Baby Devi and
his son-in-law Bhim Mahto enticed her daughter Shila Devi and
kidnapped her and took her to the Rajasthan and thereafter on
11.02.2017 she made a complaint to Officer-in-Charge of local
police station but thereafter no action was taken by him and
thereafter she filed a complaint before the Sub-divisional Police



Officer complaining about the non-action of Officer-in-Charge with respect to her complaint, upon which FIR was registered on 02.04.2017. The girl had been recovered from Rajasthan and in her statement under Section 164 of Cr.P.c. she has alleged that Baby Devi had called her and petitioner Bhim Mahto and two unknown took her to Rajasthan and sold her for Rs. 80,000/- to Ganesh Gupta and she was married to him and when she wanted to return to her house they told that they have purchased her after giving Rs. 80,000/- and she can go after paying Rs. 80,000/-.

It has been submitted on behalf of the petitioner that he is innocent and has been falsely implicated in this case. Shila Devi had earlier married to one Bittu and she has lodged a complaint against him also and made statement that she is living in her parental house from where petitioner took her to Rajasthan. It has been further submitted that petitioner has no criminal antecedent and he is in custody since 06.11.2017.

Considering the aforesaid facts and circumstances of the case, let the petitioner named above be released on bail upon furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of



A.C.J.M., Katihar, in connection with Falka P.S. Case No. 83 of
2017.

(S. Kumar, J)

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