

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.7373 of 2018

Arising Out of PS.Case No. -199 Year- 2017 Thana -BANMANKHI District- PURNIA

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1. Md. Gaffar @ Md. Ghaffar S/o Md. Latru Mian @ Latif @ Lattar Mian,
R/o Village- Mojma, P.S.- Shankarpur, District- Madhepura.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Binay Kumar

For the Opposite Party/s : Mr. Ahtash Ali Khan

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL
ORAL ORDER

02 07-02-2018

Heard learned counsel for the petitioner and learned

APP for the State.

The petitioner seeks bail in Banmankhi P.S. Case
No. 199 of 2017 registered under Section 366-A/34/506 of the
Indian Penal Code.

Petitioner is said to have kidnapped the minor
daughter of the informant.

It is submitted by learned counsel for the petitioner
that the petitioner has been falsely implicated in this case due to
family dispute. He has no concern with the aforesaid occurrence.
The victim happens to be major and the learned Magistrate while
recording the statement of the victim assessed her age to be 18
years and the victim in her statement under Section 164 Cr.P.C.



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has candidly stated that she had gone to Jama Masjid Delhi for roaming along with her brother-in-law (petitioner) and the elder sister without knowledge of her parents. She has not made any allegation of kidnapping against the petitioner. The petitioner has been languishing in custody since 14.10.2017.

In the facts and circumstances of the case, 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 Additional Chief Judicial Magistrate 1st, Purnea in connection with Banmankhi P.S. Case No.199 of 2017.

(Prakash Chandra Jaiswal, J)

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