

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.24380 of 2018

Arising Out of PS.Case No. -1 Year- 2018 Thana -AMNAUR District- SARAN

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1. Dilip Mahto, son of Binod Mahto, Resident of Village- Dharhara, P.S.-
Amnour, District- Saran at Chapra.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anish Chandra

For the Opposite Party/s : Mr. Bhanu Pratap Singh

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

2 27-04-2018 Heard learned counsel for the petitioner and

learned APP for the State.

Petitioner seeks bail in a case registered for the
offences punishable under Sections 366A and 120B/34 of the
Indian Penal Code.

The FIR relates to kidnapping of the daughter of
the informant.

Submission of the learned counsel for the
petitioner is that though the victim has supported the allegation of
commission of rape against the named accused persons, however,
Annexure-2 would reveal that on 10.04.2017, she solemnized
marriage with co-accused Shyam Nandan Rai in a temple and she
also sworn an affidavit on 10.04.2017 itself in support of
solemnization of marriage with the said accused. Thereafter under



pressure of the parents, she gave her statement under Section 164 Cr.P.C. on 13th February, 2018 wherein also she had admitted her marriage with the co-accused, though by force.

Considering the entire facts of this case, especially, general and omnibus nature of allegation and factum of marriage of the victim with co-accused Shyam Nandan Rai, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court below where the case is pending in connection with Amnour Police Station Case No. 01 of 2018, subject to the condition that the petitioner shall fully cooperate with the investigation and trial of the case, failing which the court below shall be at liberty to cancel the bail bond of the petitioner.

(Birendra Kumar, J)

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