

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.44254 of 2018

Arising Out of PS.Case No. -236 Year- 2018 Thana -MOTIHARI TOWN
District- EAST CHAMPARAN (MOTIHARI)

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Kishan Mestar, son of Late Ranjeet Ram, resident of Mohalla- Janpul, P.S.-
Motihari Town, District- East Champaran

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Umesh Chandra Verma, Advocate

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

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

2 13-08-2018 Heard learned counsel for the petitioner and the

learned counsel appearing on behalf of the State.

The petitioner is in custody since 26.04.2018 in
connection with Motihari Town P.S. Case No.236 of 2018
registered for the offence under Sections 366A, 368, 120B/34 of
the Indian Penal Code, which is pending in the court of the
learned Chief Judicial Magistrate, East Champaran, Motihari.

Learned counsel for the petitioner submits that
though there is an allegation against the petitioner of having
kidnapped the victim girl, the statement made by the victim girl
appears to be tutored.

The statement under Section 164 Cr.P.C. of the
victim girl has been brought on the record by the petitioner,



which itself indicates that the victim girl has categorically stated that the petitioner had forcibly taken her away and indulged in sexual offence.

In view of such facts and circumstances and the statement of the victim girl, I am not inclined to grant regular bail to the petitioner. It is, accordingly, rejected.

(Anjana Mishra, J)

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