

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.75090 of 2018

Arising Out of PS. Case No.-48 Year-2018 Thana- TARIYANI CHAPRA PS District-
Sheohar

=====

Mithu Rajak Son of Nand Kishore Rajak@ Nand Kishore Baitha Resident of
Village- Simra, P.S. Piar, District- Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Hans Lal Kumar, Advocate

For the Opposite Party/s : Mr. Sri Arun Kumar Pandey (APP)

=====

CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

2 14-12-2018 Heard learned counsel for petitioner and learned
counsel for the State.

Petitioner, who is in custody, seeks bail in
connection with Tariyani Chhapra P.S. Case No. 48 of 2018
registered for the offences punishable under Sections 363,
366(A)/34 of the Indian Penal Code.

Informant is the mother of victim, who has filed a
written complaint before the police that petitioner and other co-
accused came on two motorcycles at his door and took away his
minor daughter for the purpose of marriage.

It has been submitted on behalf of the petitioner
that he is innocent and has committed no offence. He has been
falsely implicated in this case. The girl has been recovered and
statement recorded under Section 164 of Cr.P.C. in which she



has stated that she had gone with the petitioner out of her own sweet will and volition and she was not kidnapped and they have solemnized marriage also.

Considering the aforesaid fact 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 learned Additional Chief Judicial Magistrate, Sheohar, in connection with Tariyani Chhapra P.S. Case No. 48 of 2018, subject to conditions:

- (1) Bailors should be local having sufficient immovable property within the jurisdiction of the court concerned.
- (2) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the court and shall remain physically present as directed by Court and his absence on two consecutive dates without sufficient reasons, his bail bond shall be cancelled by the court below.
- (3) If the petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(S. Kumar, J)

Rajiv/-

U		T	
---	--	---	--

