

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.12625 of 2018

Arising Out of PS.Case No. -96 Year- 2017 Thana -GAMAHARIYA District- MADHEPURA

1. Mithilesh Kumar @ Babul Raj, S/o Sri Upendra Sharma, R/o Village-
Lakshminia, Ward No.14, P.S.- Gamharia, District- Madhepura.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Dinesh Prasad Verma, Advocate

For the Opposite Party/s : Mr. Shyameshwar Dayal, APP

CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2/ 08-03-2018

Heard learned counsel for the petitioner and learned

APP for the State.

Petitioner apprehends his arrest in **Gamharia P.S.**

Case No.96 of 2017 instituted for the offence under Section(s)
366, 494/34 Indian Penal Code pending in the Court of the
Additional Chief Judicial Magistrate, IV, Madhepura.

In the written report, it is alleged that this petitioner
with other accused persons had kidnapped the wife of the
informant, Sunita Devi. It is alleged that mother of the informant
has executed sale deed of 10 kathas of land in the name of her
daughter-in-law and son-in-law. In the meantime, this petitioner
developed illicit relation with her and kidnapped her.

From the impugned order, it appears that victim has
not been produced in the Court. She is still traceless.



In such circumstances, this Court does not find it a fit case for grant of anticipatory bail.

Prayer of the petitioner for grant of anticipatory bail is **rejected**.

Petitioner may surrender before the Court below and seek regular bail, which shall be considered and disposed off in accordance with law without being prejudiced by this order.

(Sanjay Priya, J)

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