

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.10110 of 2018

Arising Out of PS. Case No.-350 Year-2017 Thana- MINAPUR District- Muzaffarpur

Nitesh Kumar @ Chunnu S/o Baliram Rai, R/o Village- Turki Kharaura, P.S.-
Minapur, District- Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sanjay Parasmani

For the Opposite Party/s : Mr. SRI KHURSHID ANWAR

CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 22-02-2018 Heard learned counsel for the petitioner and learned APP
for the State.

Petitioner apprehends his arrest in Minapur P.S. case no.
350 of 2017 instituted for the offence under Section(s) 366A/34
of the Indian Penal Code.

Learned counsel for the petitioner has submitted that
victim girl is major and she has already married with the
petitioner. In respect of which she has filed a petition in the
learned Court below.

In such circumstance, the application is disposed off with
direction to the petitioner to surrender in the Court below i.e.
CJM, Muzaffarpur in connection with Minapur P.S. case no. 350
of 2017 within a period of four weeks from today along with the
victim girl and in that event the Court below on being satisfied



that both are major and have performed marriage and leading a happy conjugal life and after taking necessary affidavit from both the parties, the Court below with release the petitioner on anticipatory bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to its own satisfaction, subject to the conditions as laid down under Section 438(2) Cr. P. C. with further conditions:(1) bailors should be local having sufficient immovable property within the jurisdiction of the court concerned, (2) petitioner shall cooperate in the trial and shall be present on each and every date fixed by the court and absence on two consecutive dates without proper and reasonable reason will automatically cancel bail bond of the petitioner and (3) if 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.

(Sanjay Priya, J)

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