

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.55465 of 2017

Arising Out of PS. Case No.-44 Year-2017 Thana- CHAKIA District- East Champaran

Tabrez Alam, S/o- Amiruddin, resident of Village- Manichhapra, P.S.- Chakia,
District- East Champaran. Petitioner

Versus

The State of Bihar Opposite Party

Appearance :

For the Petitioner/s : Mr. Md. Waliur Rahman

For the Opposite Party/s : Mr. SRI BRAJ KISHORE PRASAD

**CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN
SHARMA**

ORAL ORDER

3 12-01-2018 Heard learned counsel for the petitioner and learned APP
for the State.

The petitioner apprehends his arrest in connection with
Chakia P. S. Case No. 44 of 2017 registered for the offences
punishable under Sections 363, 366A of the Indian Penal Code.

Allegedly, Malti Kumari the daughter of the informant
became traceless and on inquiry it was learnt that from the
mobile of the petitioner two times messages were received on
the mobile of the victim.

Submission is of false implication and that the petitioner
has got no concern with the daughter of the informant, the
statement of the victim girl has been recorded under Section 164
Cr.P.C. wherein she has denied regarding her kidnapping and
she has stated that she out of her own will went with Md.
Faroque Alam and she performed marriage with him, she has



stated her age 19 years and the court has assessed her age 20 years. From the certificate of Bihar School Examination Board, Patna also she is major.

Learned APP fairly submits that the victim in her statement has not supported the allegation of kidnapping.

In the facts and circumstances stated above, the petitioner above named, in case of his arrest or surrender within four weeks from the date of receipt/production of a copy of this order, is directed to be released on bail on execution of bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M. 14th, East Champaran, Motihari in connection with Chakia P. S. Case No. 44 of 2017, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Jitendra Mohan Sharma, J)

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