

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.63699 of 2017

Arising Out of PS.Case No. -122 Year- 2017 Thana -KHUSRUPUR District- PATNA

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Pankaj Kumar S/o Ranjeet Paswan, R/o Village- Devi Asthan
Baikhtiyarpur, P.S.- Khusrupur, District- Patna.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Manoj Kumar Pandey

For the Opposite Party/s : Mr. Smt. Indu Bala Pandey

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**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA**

ORAL ORDER

2 11-01-2018 Heard both sides.

The petitioner apprehends his arrest in Khushrupur P.S.
Case No.122 of 2017 registered under Sections 363, 366A of the
Indian Penal Code.

The mother of the victim alleged that the victim was
sleeping with her in the night on 25.06.2017 but when she awoke
up, she did not find her daughter. The informant further alleged
that Pankaj Kumar, the petitioner, after hatching the conspiracy
with his parents and other relatives kidnapped her minor daughter.

The learned counsel for the petitioner submits that the
victim is a major. Accordingly, she made her statement under
Section 164 Cr.P.C., Annexure '2' that her date of birth is
1.1.1999. The occurrence took place on 26.6.2017 and the victim



was more than 18 years on the date of occurrence. She stated in her statement under Section 164 Cr.P.C. that she voluntarily left her house to go along with Pankaj Kumar and she went to Surat. She wanted to marry with Pankaj Kumar.

Considering the facts aforesaid that the victim herself disclosed that she voluntarily left her house and she went along with Pankaj Kumar, the petitioner, above named, in the event of his arrest or surrender before the learned Court below within a period of four weeks from the date of receipt / production of a copy of this order is directed to be enlarged on bail on furnishing bail bond of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M., Patnacity in connection with Khushrupur P.S. Case No.122 of 2017, subject to conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Jha, J)

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