

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.52968 of 2018

Arising Out of PS.Case No. -82 Year- 2017 Thana -SARAI RANJAN District- SAMASTIPUR

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1. Dilip Mahto @ Dilip Kumar S/o Chandeshwar Mahto, R/o Vill.-
Gangesara, P.S.- Sarairanjan, District- Samastipur.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.

For the Opposite Party/s : Mr.

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 20-09-2018 Heard learned counsel for the petitioner and learned APP for
the State.

The petitioner is apprehending his arrest in a case registered
under Sections 363, 366A, 504 & 506/34 of the Indian Penal
Code.

The prosecution case, in brief, is that on the pretext of being
her mother illness, the victim was kidnapped by the accused
persons.

It has been submitted on behalf of the petitioner that the
petitioner has got no criminal antecedent. There is no allegation of
tampering of witnesses alleged against the petitioner. The
petitioner has been made accused in this case due to mistake of
fact. It has been submitted that the victim girl after recovery has



given statement u/S 164 of the Cr.P.C. wherein she has not made allegation against this petitioner. The entire allegation is against co-accused namely Pankaj Mahto.

On behalf of the State, it is submitted that the petitioner is named in the Complaint Case/F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner, above named, in the event of arrest/surrender before the learned court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate-VI, Samastipur in connection with Sarairanjan P.S. Case No. 82 of 2017, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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