

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.59696 of 2018

Arising Out of PS. Case No.-30 Year-2018 Thana- PALI District- Jehanabad

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1. Anil Paswan, S/o- Bhuneshwar Paswan,
2. Bhuneshwar Paswan, S/o- Chamari Paswan.
All R/o Vill.- Sikaria, P.S.- Paliganj, District of Jahanabad.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Prabhu Narayan Sharma, Adv.

For the Opposite Party/s : Mr. Kanhaiya Kishore, APP

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 28-09-2018 Heard learned counsels for the petitioners and
learned APP for the State.

The petitioners are apprehending arrest in a case registered
for the offences punishable under Sections 366 A/34 of the IPC.

The prosecution case, as per the written report of Ram
Vinay Yadav, submitted to the S.H.O., Pali P.S., is to the effect
that on 08.06.2018 at about 9:30 AM, Puja Kumari, fourteen
years old daughter of the informant was going to Kako bazaar
for marketing, but midway, she was kidnapped, by co-accused
Sudhir Kumar, petitioner no.1, Anil Paswan, and petitioner
no.2, Bhuneshwar Paswan.

It is submitted by learned counsel for the petitioners that
the thrust of accusation is against the co-accused Sudhir Kumar.



The victim in her statement recorded under Section 164 Cr. P.C., got her age recorded as 18 years and the Court also assessed her as such, where she stated that she on her own, went in the company of co-accused Sudhir Paswan.

Learned APP submits that the petitioners are named in the FIR and the accusation is specific against them.

Considering the statement of the victim recorded under Section 164 Cr. P.C., that she of her own went in the company of co-accused Sudhir Paswan and where she had not even named the petitioners, who happen to be brother and father of the co-accused Sudhir Paswan, let the above named petitioners be released on anticipatory bail in the event of arrest/surrender before the learned Court below within a period of twelve weeks from today, on furnishing bail bonds of Rs. 10,000/- (ten thousand) each with two sureties of like amount each to the satisfaction of learned **J.M. 1st Class, Jehanabad** in connection with **Pali P.S. Case No.30 of 2018** subject to the condition as laid down under Section 438(2) of the Cr. P.C.

(Dinesh Kumar Singh, J)

Amrendra/Deepak/-

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