

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.55910 of 2018

Arising Out of PS. Case No.-138 Year-2018 Thana- PALASI District- Araria

1. Shrawan Ram @ Shrawan Kumar son of Baleshwar Ram
2. Kishore Ram @ Kishore Kumar Ram son of late Jagdish Ram
3. Kundan Ram @ Kundan Kumar Ram son of Bhagwat Lal Ram
4. Sone Ram son of Bhagat Lal Ram
5. Raj Kumar Yadav @ Raj Kumar son of Chandranand Yadav
Petitioner No. 1 & 5 resident of village – Baluwa Deorhi, Police Station - and
petitioner no. 2 to 4 resident of village – Bhabitya Khoragachh, Police Station
- Sikty, all District - Araria

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Mukesh Kumar Rana
For the Opposite Party/s : Mr. Ram Priya Sharan Singh, APP

CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR
ORAL ORDER

2 10-12-2018 Heard the learned counsel for the petitioners and

the State.

The petitioners seek bail in anticipation of their
arrest in connection with Palasi P.S. Case No. 138 of 2018
dated 01.06.2018 instituted for the offences under Sections
363 and 366 of the Indian Penal Code.

Some of the petitioners, namely, Shrawan Ram,
Kundan Ram, Sonu Kumar and Kishore Ram are alleged to
have taken away the daughter of the informant for immoral
purposes.



The aforesaid F.I.R. was lodged after a delay of 15 days of the disappearance of the daughter of the informant.

During the course of investigation, the statement of the daughter of the informant / victim was recorded under Section 164 of the Code of Criminal Procedure, wherein she has specifically stated that she has married petitioner no. 3 of her own volition and that nobody has kidnapped her.

A petition with similar averment has also been filed by the so called victim girl before the court below on 16.06.2018.

Presently, learned counsel for the petitioner has submitted that the daughter of the petitioner is staying as married wife of petitioner no. 3.

The age of the victim has been assessed to be 18 to 19 years.

Considering the aforesaid facts as also taking into account the fact that the petitioners do not have any criminal antecedents, they, above-named, are directed to be released on bail, in the event of their arrest or surrender before the court below within a period of four weeks from the date of



receipt / production of a copy of this order, on their
furnishing bail bonds in the sum of Rs. 10,000 /- (Ten
Thousand) each with two sureties of the like amount each to
the satisfaction of the learned Additional Chief Judicial
Magistrate-VI, Araria in connection with Palasi P.S. Case No.
138 of 2018, subject to the conditions as laid down under
Section 438 (2) Cr.P.C.

(Ashutosh Kumar, J)

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