

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.24420 of 2018

Arising Out of PS.Case No. -356 Year- 2017 Thana -HILSA District- NALANDA
(BIHARSHARIFF)

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Guddu Prasad, Son of Late Jagdish Yadav, Resident of Village-Nakatpura
(Kasopur), P.S.-Bihar District-Nalanda

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Pramod Kumar Sinha, Advocate

For the Opposite Party/s : Smt. Anita Kumari

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CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD
ORAL ORDER

3 24-05-2018 Heard learned counsel for the petitioner and learned
APP, who has opposed the prayer for bail.

Petitioner is an accused in a case registered for
offence under Section 366(A)/34 of the Indian penal Code.

It is submitted by learned counsel for the petitioner
that, at best, the petitioner is father of the girl for whom it is
alleged that the petitioner has been kidnapped for forcibly getting
him married. It is submitted by learned counsel for the petitioner
that from the statement of the victim boy made under Section 164
Cr.P.C., it would be apparent that the allegation has been levelled
against the petitioner along with relatives of the victim boy. He
submits that no case under Section 366(A) I.P.C. was made out. It
is a case of false implication as is evident from the fact that the



F.I.R. was lodged after delay of four days of the alleged occurrence. Petitioner has no criminal antecedent and consequent upon rejection of anticipatory bail on 6.2.2018 in Cr. Misc. No.4869 of 2018, he has been taken into custody on 15.3.2018.

Considering the aforesaid submissions, prayer for bail of the petitioner is allowed. Let the petitioner, mentioned above, be released on bail on furnishing bail bond of Rs.10,000/- with two sureties of the like amount each to the satisfaction of S.D.J.M., Nalanda at Hilsa in Hilsa P.S. Case No.356 of 2017 on the following conditions : -

One of the bailors will be a close relative of the petitioner who will give an affidavit giving genealogy as to how he is related with the petitioner. The bailor will also undertake to inform the Court if there is any change in the address of the petitioner and

The petitioner will be well represented on each date and if he fails to do so on two consecutive dates, his bail will be liable to be cancelled.

(Madhuresh Prasad, J)

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