

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.20498 of 2018

Arising Out of PS.Case No. -223 Year- 2017 Thana -BASOPATTI District- MADHUBANI

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Birendra Mandal @ Veerendra Mandal, Resident of Village-
Kamlawarpatti, P.S.- Basopatti, District- Madhubani.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sanjay Kumar, Advocate

For the Opposite Party/s : Mr. Satyadev Prasad Singh Yadav, APP

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

4 07-05-2018 Heard learned counsel for the petitioner and the

learned counsel appearing on behalf of the State.

The petitioner is in custody since 22.12.2017 in
connection with Basopatti P.S. Case No.223 of 2017,
registered for the offence under Section 366 of the Indian
Penal Code.

Learned counsel appearing on behalf of the
petitioner submits that the entire allegation is false and
motivated and the petitioner has not kidnapped the girl, rather
she had gone on her sweet-will. Moreover, the victim girl is a
major and has married the petitioner before the court. Thus, the
petitioner may be released on bail.

Diary in the present case was called for, which



has since been received.

Learned counsel for the informant has opposed the bail application and after referring to several paragraphs of the case diary, it has been submitted that the petitioner had deceitfully taken away the girl for watching *Mela* and she had been ravished by the father of the petitioner and subsequently she was taken to Nepal and thereafter the petitioner kept her in his illegal confinement for 2-3 months.

Learned counsel for the State after perusal of the case diary submits that there is sufficient material against the petitioner.

Considering the aforementioned facts and circumstances and the materials which have surfaced in the case diary, I am not inclined to grant regular bail to the petitioner. It is, accordingly, dismissed.

(Anjana Mishra, J)

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