

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.44386 of 2018

Arising Out of PS.Case No. -39 Year- 2018 Thana -CHAKAND District- GAYA

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1. Dharmendra Chaudhary, S/o Krishna Chaudhary, R/o Vill.- Bithosharif
Lakshmi Asthan, P.S.- Chakand, District- Gaya.
2. Nitish Kumar S/o Hira Chaudhary, R/o Vill.- Khudai, P.S.- Khijarsarai,
Distt.- Gaya.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Prithivi Raj Singh

For the Opposite Party/s : Mr. Sri Umesh Lal Verma

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 04-09-2018 Heard the parties.

The petitioners seek regular bail in connection with Chakand P.S.Case no.39 of 2018 registered for offences punishable under Sections 366(A), 506 and 34 of the Indian Penal Code.

Allegation against the petitioners is of kidnapping the minor daughter of the informant.

Submission of the learned counsel for the petitioners is that from the statement of the girl recorded under Section 164 Cr.P.C. it will appear that she has not named the petitioner no.1 though she has named petitioner no.2 in her statement. There is general allegation against the petitioner no.2 and other accused persons.



Heard learned A.P.P. also, who has opposed the prayer for bail.

Having heard both sides and in view of the facts and circumstances, as stated above, let the petitioners, above named, be enlarged on bail on furnishing bail bond of Rs.25,000/- (Twenty Five Thousand) each with two sureties of the like amount each to the satisfaction of ACJM 11th, Gaya in connection with Chakand P.S.Case No.39 of 2018 dated 15.4.2018.

With following conditions :

- (i) One of the bailors of the petitioners shall be a local person having sufficient immovable property within the jurisdiction of the concerned court.
- (ii) The petitioners will not induce any witness or tamper with the evidence.
- (iii) The petitioners shall co-operate in the disposal of trial and make themselves available as and when required by the court and in the event of failure to appear before the court below on two consecutive dates without showing any genuine reasons, the prosecution is free to move for cancellation of their bail bond.

With the aforesaid observation, this application is allowed.

(Vinod Kumar Sinha, J)

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