

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.54504 of 2018**

Arising Out of PS.Case No. -312 Year- 2017 Thana -BATHNAHA District- SITAMARHI

=====

1. Kameshwar Sah @ Kamlesh Sah S/o Shiv Nandan Sah, R/o Vill.-  
Rupauli, P.S.- Bathnaha, District- Sitamarhi.

.... .... Petitioner/s

Versus

1. The State of Bihar

.... .... Opposite Party/s

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**Appearance :**

|                          |   |                                                                               |
|--------------------------|---|-------------------------------------------------------------------------------|
| For the Petitioner/s     | : | Mr. N.K. Agrawal<br>Mr. Saket Tiwary<br>Miss. Preety Kumar<br>Mr. Pawan Kumar |
| For the Opposite Party/s | : | Mr. Umesh Lal Verma<br>Mr. Uday Kumar                                         |

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**CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA**  
**ORAL ORDER**

3      09-10-2018                      Heard learned counsel for the petitioner and the State.

The petitioner is an accused in a case under Sections  
363 and 366(A) of the Indian Penal Code.

Allegation against the petitioner is of kidnapping the  
minor daughter of the informant. It further appears that the victim  
girl has also named the petitioner and other accused persons in her  
statement recorded under Section 164 of the Cr.P.C.

It has been submitted on behalf of the petitioner that the  
petitioner was not apprehended on the spot. The victim girl has  
been recovered three days of the occurrence. No other allegation  
has been attributed against the petitioner. The petitioner is in



custody since 03.07.2018.

Heard learned APP appearing for the State.

In view of the fact that there is specific allegation against the petitioner, I am not inclined to enlarge the petitioner on bail at this stage. Accordingly, the same is dismissed in connection with Bathnaha P.S. Case No.312 of 2017 pending in the court of learned C.J.M., Sitamarhi.

However, the trial court is directed to expedite the trial.

**(Vinod Kumar Sinha, J)**

Amit/-

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