

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.8663 of 2018

Arising Out of PS.Case No. -180 Year- 2017 Thana -ANDER District- SIWAN

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Kamran Ahmad @ Kamran Azam @ Kamrah Azam, S/o Late Kudus Ahmad, R/o Village- Mahpur, P.S.- Hussainganj, District- Siwan.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.

For the Opposite Party/s : Mr.

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CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR MISHRA

ORAL ORDER

2 17-02-2018 Heard learned counsel for the petitioner and the learned
A.P.P. for the State.

The petitioner apprehends his arrest in connection with Andar P.S. Case No.180 of 2017 registered under Sections 365, 366, 494, 498 and 380/34 of the Indian Penal Code, pending in the court of the Chief Judicial Magistrate, Siwan.

The accusation is that on 17.08.2017, the daughter-in-law of the informant left the house along with her ornaments. In course of her search, the informant came to know that the petitioner and his mother, under conspiracy, enticed away the daughter-in-law of the informant for the purpose of marriage.

Learned counsel appearing on behalf of the petitioner



submits that while the petitioner is named in the F.I.R. but the victim, the daughter-in-law of the informant, was seen by the police in moving condition at Andar Bazar and, thereafter, her statement, under Section 164 of the Code of Criminal Procedure, was recorded in which she simply stated that this petitioner called her on phone to come out of the house. When she came out of the house, this petitioner forcibly took her away to Puna, where she was kept for 10 days in a room. After knowing about the case, the petitioner brought her to his house and kept there for 5-6 days.

Having considered the facts and the circumstances of the case and the nature of allegation against the petitioner, I am not inclined to grant anticipatory bail to the petitioner. Accordingly, the prayer of the petitioner for grant of anticipatory bail stands rejected. However, the petitioner is directed to surrender before the trial court and pray for regular bail, which shall be considered by the trial court in accordance with law without being prejudiced by the order of this Court.

(Rajendra Kumar Mishra, J)

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