

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.55065 of 2018

Arising Out of PS.Case No. -55 Year- 2018 Thana -KHAJEKALA District- PATNA

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1. Nirala Kumar Son of Devendra Prasad resident of Mohalla - Diwan Mohalla, Ward No. 59, Sidhi Ghat Ganga Bridge Colony, Patna City, P.S. Chowk, Distt Patna at present residing at Mohalla Ram Janki Chauraha, Nauzar Ghat, P.S. Khajekalan, District Patna.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Jay Ram Prasad

For the Opposite Party/s : Mr. Sri Binod Kumar 2

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 10-10-2018 Heard the parties.

The petitioner seeks regular bail in connection with Khajekalan P.S.case No.55 of 2018 registered for offences punishable under Section 366 of the Indian Penal Code.

Allegation against the petitioner is of kidnapping the daughter of the informant.

Submission of the learned counsel for the petitioner is that there was love affair between the parties and she married with the petitioner but on the pressure of her family members, she has stated against the petitioner in her statement recorded under Section 164 Cr.P.C. and the statement further shows that she is married and she appears to be a consenting party. The petitioner is



in custody since 20.5.2018.

Heard learned A.P.P. and the learned counsel for the informant. They have opposed the prayer for bail.

Having heard both sides and in view of the facts and circumstances, as stated above, let the petitioner, above named, be enlarged on bail on furnishing bail bond of Rs.25,000/- (Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the SDJM, Patna City in connection with Khajekalan P.S.case No.55 of 2018.

With following conditions :

- (i) One of the bailors of the petitioner shall be a local person having sufficient immovable property within the jurisdiction of the concerned court.
- (ii) The petitioner will not induce any witness or tamper with the evidence.
- (iii) The petitioner shall co-operate in the disposal of trial and make himself 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 his bail bond.

With the aforesaid observation, this application is allowed.

(Vinod Kumar Sinha, J)

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