

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.34613 of 2018

Arising Out of PS.Case No. -265 Year- 2017 Thana -BELA District- SITAMARHI

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1. Kailasiya Devi, Wife of Chandeshwar Rai, Resident of Village- Sirsiya,
P.S.- Bela, District- Sitamarhi.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Hans Lal Kumar

For the Opposite Party/s : Mr. Vinod Shankar Modi

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA

ORAL ORDER

2 02-07-2018 Heard both sides.

The petitioner apprehends her arrest in Bela P.S. Case No.265 of 2017 registered under Sections 363, 366(A)/34 of the Indian Penal Code.

The informant alleged that her minor daughter became traceless. Arun Thakur, her brother-in-law disclosed that Kishan Kumar, Chandeshwar Ram and Kailasiya Devi, the petitioner took her daughter on a jeep after kidnapping her.

The learned counsel for the petitioner submits that the petitioner is mother of Kishan Kumar. The victim appeared and made her statement under Section 164 Cr.P.C. wherein the victim disclosed that none has kidnapped her and she is residing with her husband. The victim disclosed her age to be 19 years.



Taking into consideration the facts that the victim herself denied her kidnapping and petitioner is mother of Kishan Kumar with whom the victim solemnized marriage, the petitioner, above named, in the event of her arrest or surrender before the learned court below within a period of four weeks from the date of receipt/production of a copy of this order is directed to be enlarged on bail on furnishing bail bond of Rs.10,000/-(Ten thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, Sitamarhi in connection with Bela P.S. Case No.265 of 2017, subject to conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Jha, J)

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