

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.26303 of 2018

Arising Out of PS. Case No.-15 Year-2017 Thana- JANKINAGAR District- Purnia

Ajay Rishideo, son of Kailash Rishideo, Resident of Village-Beltari
Mushahari tola P.S. Janki Nagar, District Purnea.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr. Bhola Prasad, Adv.

For the Opposite Party/s : Mr. Ram Anurag Singh, A.P.P.

CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

2 03-05-2018 Heard Sri Bhola Prasad, learned counsel for the
petitioner and Sri Ram Anurag Singh, learned Addl. Public
Prosecutor.

The sole petitioner, who is in custody since
13.09.2017 in Sessions Trial No.47 of 2018 arising out of
Jankinagar P.S. Case No.15 of 2017 registered for the offence
under Section 366(A) of the Indian Penal Code , has prayed for
grant of bail .

Learned counsel for the petitioner submits that the
victim girl had gone with the petitioner with her own will and
subsequently the informant, who is husband of Ward Member
of Ward no.1, belatedly has filed written report as if the
petitioner had kidnapped his daughter. However, the daughter
of the informant had filed a petition in the court below



vide Annexure-2 to the petition, wherein it was indicated that she had solemnised marriage with the petitioner with her own consent and she wanted to live with her husband (petitioner). Learned counsel for the petitioner further submits that after several months, the victim was shown to be recovered from the house of the petitioner and, thereafter, while she was in custody of her parents, her statement under Section 164 Cr.P.C. was recorded on 18th September,2017, in which she took u-turn , however she did not allege anything save and except the fact that the petitioner had kidnapped her.

Learned Addl. Public Prosecutor has opposed the prayer for bail.

However, fact remains that in the case F.I.R. was lodged much after the date of occurrence and after several months her statement under Section 164 Cr.P.C. was recorded. From Annexure-2 to the petition also, it appears that the victim had willingly gone with the petitioner.

Be that as it may, considering the nature of accusation, let the petitioner, namely, Ajay Rishideo, be released 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 Presiding Officer, F.T.C. no.2, Purnea in connection



with Sessions Trial No.47 of 2018 arising out of Janki Nagar
P.S. Case No.15 of 2017.

(Rakesh Kumar, J)

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