

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.47304 of 2018

Arising Out of PS. Case No.-38 Year-2014 Thana- TELHARA District- Nalanda

Raja S/o Rajeshwar Raut, resident of Village- Maahadi Pur, P.S.- Telhara,
District Nalanda.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rewti Kant Raman

For the Opposite Party/s : Mr. Sri Akshay Lal Pandit

CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 30-08-2018 Heard learned counsel for the petitioner and learned APP
for the State.

Petitioner apprehends his arrest in connection with
Telhara P.S. Case No. 38 of 2014 instituted for the offence under
Section(s) 363 and 366A/34 of the Indian Penal Code.

Learned counsel for the petitioner has submitted that in
the written report, there is allegation against Sonu Kumar of
enticing away the daughter of the informant along with this
petitioner. The victim girl has given her statement under Section
164 Cr.P.C., wherein, she has stated that she was taken by Sonu
Kumar with the help of this petitioner. Learned Sessions Judge,
Nalanda (Hilsa) has mentioned in the impugned order that in
course of hearing of the bail petition, victim girl has appeared in
the court and stated that she has performed marriage with Sonu



Kumar and has been living with him.

In the facts and circumstances of the case, prayer of the petitioner for grant of anticipatory bail is allowed. In the event of surrender/arrest of the petitioner, named above, within six weeks from today in connection with Telhara P.S.Case No. 38 of 2014, he shall be released on anticipatory bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Mr. Sunil Kumar, J.M. 1st Class, Hilsa, Nalanda; subject to the conditions as laid down under Section 438(2) Cr. P. C. with further conditions:(1) bailors should be local having sufficient immovable property within the jurisdiction of the court concerned, (2) petitioner shall cooperate in the trial and shall be present on each and every date fixed by the court and absence on two consecutive dates without proper and reasonable reason will automatically cancel bail bond of the petitioner and (3) if petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(Sanjay Priya, J)

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