

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.24851 of 2018

Arising Out of PS.Case No. -213 Year- 2017 Thana -DHURAIYA District- BANKA

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Shankar Das, Son of Late Etwari Das, Resident of Village-Bidaydih, P.S.-
Banka, District-Banka.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Jagjit Roshan, Advocate

For the Opposite Party/s : Mr. Smt. Asha Devi, APP

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CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD

ORAL ORDER

3 24-05-2018 Heard learned counsel for the petitioner and learned APP
for the State.

This is a case registered under Section 366 (A) of the Indian
Penal Code.

It is submitted by the petitioner's counsel that falsity of the
allegation is evident from the fact that though the daughter of the
informant was missing from 24.09.2017 the FIR has been lodged
on 16.10.2017. It is also submitted that the victim in her statement
under Section 164 Cr.P.C has not supported the allegation and said
that she has performed marriage with the petitioner and wants to
live with him. The petitioner has no criminal antecedent and is in
jail custody since 31.01.2018.

In the facts and circumstances of the case, prayer for bail of
the petitioner is allowed. Let the petitioner above named be



released on bail on his furnishing bonds of Rs 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of **Additional Chief Judicial Magistrate- IV, Banka** in **Dhoraiya P.S. Case No. 213 of 2017 / G.R. No. 3374 of 2017** subject to the conditions :

- (i) That one of the bailors will be a close relative of the Petitioner who will give an affidavit giving genealogy as to how he is related with the Petitioner. The bailor will also undertake to inform the Court if there is any change in the address of the Petitioner.
- (ii) That the Petitioner will be well represented on each date and if he fails to do so on two consecutive dates, his bail will be liable to be cancelled.

(Madhuresh Prasad, J)

Prakash/-

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