

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.1101 of 2019**

Arising Out of PS. Case No.-04 Year-2018 Thana- SURSAND District- Sitamarhi

=====

TALIB MANSOORI @ TALIM son of Yusuf Mansoori @ Ganaur Mansoori,
Resident of Village- Kumma, P.S.- Sursand, District- Sitamarhi.

... .. Appellant/s

Versus

The State of Bihar

... .. Respondent/s

=====

Appearance :

For the Appellant/s : Mr. Pushpendra Kumar Singh
For the Respondent/s : Mr. Usha Kumari 1

=====

**CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL JUDGMENT**

Date : 17-06-2019

Heard learned counsel for the appellant and
learned Spl. P.P. for the State.

The appellant seeks pre-arrest bail in connection
with Sursand P.S. Case No. 04 of 2018 registered under
Sections 363, 366(a), 372, 34 of the Indian Penal Code and
Section 3(ii) (v) of the Scheduled Castes and Scheduled
Tribes (Prevention of Atrocities) Act.

Submission of learned counsel for the appellant
is that the appellant is quite innocent and has falsely been
implicated in the present case. The appellant has no criminal
antecedent. Further submission is that the victim in her
statement recorded under section 164 Cr. P.C. (Annexure-2)
specifically stated that she performed marriage with the



appellant according to her sweet will and is living with her husband (appellant). She further states that she is now pregnant of six months and also shows her willingness to go to her in-law's house. She further states that no one had kidnapped her.

Having heard both sides and in the facts and circumstances of the case, let the above named appellant be released on bail, in the event of arrest or surrender, on furnishing bail bonds of Rs. 25,000/- (Rupees twenty five thousand) with two sureties of the like amount each to the satisfaction of the 1st Additional Sessions Judge-cum-Special Judge, SC/ST Act, Sitamarhi in connection with Sursand P.S. Case No. 04 of 2018, subject to the conditions as laid down under section 438(2) of Cr. P.C.

Accordingly, the appeal is allowed and the impugned order dated 02.02.2019 is set aside.

(Arvind Srivastava, J)

shailendra/-

AFR/NAFR	
CAV DATE	
Uploading Date	
Transmission Date	

