

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.19629 of 2019

Arising Out of PS. Case No.-184 Year-2018 Thana- BANMANKHI District- Purnia

Md. Tanvir Alam @ Md. Tanvir S/o Md. Abbas Resident of Mohalla- Millat
Coloney Near Durga Mandir Madhupura, P.S.- K. Hat, Distt.- Purnea

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pramod Kumar Mallick

For the Opposite Party/s : Mr.Dashrath Mehta, A.P.P.

**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

4 25-07-2019 Heard the parties.

The petitioner seeks pre-arrest bail in Banmankhi P.S.Case No.184 of 2018 registered for the offence under Sections 363, 366(A)/34 of the Indian Penal Code.

Accusation is of kidnapping of the daughter of the informant aged about 16 years by the petitioner with the help of three other co-accused named in the F.I.R.

Learned counsel appearing on behalf of the petitioner submits that, in fact, the victim daughter of the informant fell in love with the petitioner and she used to talk with him through video calling on the mobile of her cousin Md. Shahid and she performed the marriage with the petitioner. Further submission is that she has herself stated in her statement recorded under Section 164 Cr.P.C. on 11.10.2018 that, in fact, she herself used to talk with the petitioner through video calling on mobile of her cousin brother Shahid as she has



fallen in love with the petitioner. On the date of the occurrence she went to attend the call of nature and the petitioner took her to his house and performed marriage and started to live together.

Having regard to the facts and circumstances of the case, the provisional pre-arrest bail granted to the petitioner, vide order dated 02.04.2019 is hereby confirmed.

(Rajendra Kumar Mishra, J)

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