

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21463 of 2019

Arising Out of PS. Case No.-336 Year-2018 Thana- MUZAFFARPUR SADAR District-
Muzaffarpur

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Rahul Kumar Son of Manoj Paswan Resident of Village - Patahi Hari, P.S.-
Sadar, Distt.- Muzaffarpur, Bihar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Sanjay Kumar Singh
For the Opposite Party/s : Mr.Arun Kumar Singh

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 05-04-2019 Heard learned counsel for the petitioner and learned APP
for the State.

The petitioner is apprehending his arrest in a case
registered under Sections 363, 366A of the Indian Penal Code.

The prosecution case, in brief, is that informant's minor
daughter was kidnapped by the accused persons.

It has been submitted on behalf of the petitioner that the
petitioner has got no criminal antecedent. There is no allegation
of tampering of witnesses alleged against the petitioner. In
paragraph-9 of the petition, following statement has been made
by learned counsel for the petitioner:-

“That Riya Kumari (victim) has not alleged
anything against the petitioner under Section



164 of Code of Criminal Procedure, 1973

rather she has stated that she was in love with
the petitioner and she has married with the
petitioner”.

It has further been submitted that the victim is
residing with the petitioner. The allegation made in the FIR is
false. The present bail application has been affidavited by the
victim herself.

On behalf of the State, it is submitted that the petitioner
is named in the Complaint Case/F.I.R.

Considering the aforesaid facts and circumstances, let
the petitioner, above named, in the event of arrest/surrender
before the learned court below within a period of six weeks
from today, be released on anticipatory bail on furnishing bail
bonds of Rs.10,000/- (Ten thousand) with two sureties of the
like amount each to the satisfaction of learned Chief Judicial
Magistrate, Muzaffarpur in connection with Sadar P.S. Case No.
336 of 2018, subject to the conditions as laid down under
Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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