

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27269 of 2019

Arising Out of PS. Case No.-165 Year-2018 Thana- BHAGWANPUR District- Vaishali

SABRE ALAM @ MD. SABARE ALAM Son of Mohammad Ainur Khan
Resident of Village - Prataptand (West), P.S.- Bhagwanpur, Distt - Vaishali.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Nityanand

For the Opposite Party/s : Mr.Dr.Mrityunjaya Kr.Gautam

CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

4 12-07-2019 Heard learned counsel for the petitioner and the
State.

The petitioner seeks bail in **Bhagwanpur P.S. Case**
No. 165 of 2018, instituted for the offence under Section(s) 363
and 366(A) of Indian Penal Code.

It is alleged in the written report that on the date of
occurrence, petitioner along with his parents entered into the
house of the informant and took away his daughter Pinki
Kumari aged about 14 years on the point of arms.

The statement of victim girl has been recorded
under Section 164 Cr. P.C. wherein she has stated that petitioner
along with another accused took her with Motorcycle. She
identified the petitioner but she did not identify another person.
She has further stated that petitioner has committed illegal act



with her.

Counsel for the petitioner submits that as per medical report, the victim girl is aged about 17 years. She has stated her age in the statement recorded under Section 164 Cr. P.C. as 15 years. He further submits that girl was consenting party. Both the parties have entered into compromise. Xerox copy of compromise petition has been enclosed as Annexure-2.

Petitioner is in custody since 22.9.2018 having clean antecedent.

Considering the aforesaid facts and circumstances of the case, prayer of the petitioner for grant of bail is allowed. Let the petitioner above named, be released on bail on furnishing bail bond of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned **Additional Chief Judicial Magistrate, Vaishali at Hajipur**, in connection with **Bhagwanpur P.S. Case No. 165 of 2018**, subject to the condition that both the bailors will be close relatives of the petitioner.

(Sanjay Priya, J)

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