

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29809 of 2019

Arising Out of PS. Case No.-208 Year-2018 Thana- BUXAR INDUSTRIAL District- Buxar

HEMANT PANDEY Son of Surendra Pandey Resident of Village- Sahopada,
P.S.- Buxar (Town), District- Buxar.

... .. Petitioner/s

Versus

THE STATE OF BIHAR Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ajit Kumar
For the Opposite Party/s : Mr. Binod Kumar

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

3 21-08-2019 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner has prayed for bail in connection with
Buxar (Industrial) P.S. Case No. 208 of 2018 registered for the
offence under Sections 366(A) and 34 of the Indian Penal Code.

As per the allegation in the FIR, the daughter of the
informant was forcibly taken away by the petitioner for
marriage. On recovery, the statement of the victim was got
recorded under Section 164 Cr.P.C., in which she has made
allegations against this petitioner

It is submitted by the learned counsel for the
petitioner that there was love affair between the petitioner and
the victim. On her examination, no bodily injury has been
found. As per the allegation in the FIR, the victim disappeared



on 20.10.2018 however, as per her statement under Section 164 Cr.P.C. she stated that she was taken away on 23.10.2018, which creates doubt. Petitioner has voluntarily surrendered on 31.10.2018 and has no criminal antecedent.

The application for bail is opposed by the learned APP for the State.

Having heard the learned counsel for the parties and considering the nature of allegation, this court is not inclined to enlarge the petitioner on bail and, as such, his prayer for bail stands rejected.

However the petitioner, if so advised may renew his prayer for bail after completion one year custody.

(Partha Sarthy, J)

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