

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.34801 of 2019**

Arising Out of PS. Case No.-258 Year-2019 Thana- SIWAN CITY District- Siwan

SHAHBAZ ALI Son of Imam Ali Resident of Village - Mahuari, P.S.- Siwan
Muffasil, District- Siwan

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ajay Kumar Pandey
For the Opposite Party/s : Mr.Ashok Kumar

**CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER**

2 28-05-2019 Heard learned counsels for the parties.

The petitioner is languishing in custody since 15.4.2019 in a case registered for the offences punishable under Sections 341,323,354,504 and 363 of the I.P.C. and Sections 4 and 8 of the POCSO Act.

The accusation is of kidnapping the minor daughter of the informant.

It is submitted by learned counsel for the petitioner that the victim in her statement under Section 164 Cr.P.C., has denied the accusation of kidnapping as she left the house as she was scolded by her mother.

Learned APP submits that there is specific accusation against the petitioner in the FIR.

Considering the accusation of kidnapping being



denied by the victim in her statement under Section 164 Cr.P.C., statement made in paragraph 3 of the petition that the petitioner is not having any criminal antecedent and the period in custody, 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 the learned Additional Sessions Judge I-cum-Special Judge, Siwan in connection with Siwan Town (Sarai OP) P.S. Case No.258 of 2019.

(Dinesh Kumar Singh, J)

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