

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.47239 of 2019

Arising Out of PS. Case No.-83 Year-2019 Thana- GAIGHAT District- Muzaffarpur

Md. Azaran Son of Gulam Rabbani Resident of Village - Mirzapur, P.S.-
Bochahan, Distt - Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Alok Kumar Alok, Advocate
For the Opposite Party/s : Mr.Anish Chandra, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 24-10-2019 Heard learned counsel for the petitioner and the State.

The petitioner seeks bail in Gaighat P.S. Case No. 83
of 2019, registered for the offences punishable under Sections
363, 365 and 34 of the Indian Penal Code.

It is alleged that petitioner had kidnapped her minor
girl and confined her for committing her murder with ill motive.

It is submitted by learned counsel appearing on behalf
of petitioner that petitioner has falsely been implicated in this
case. Name of petitioner has come in this case as the factory
from where the girl was recovered is owned by the petitioner.
Moreover, the victim girl has not taken the name of this
petitioner. Petitioner is in custody since 23.04.2019 having clean
antecedent.

In view of the fact that the victim girl has not taken



the name of this petitioner in her statement under Section 164 Cr.P.C and the fact that petitioner is in custody since 23.04.2019, the petitioner above-named, is directed to be enlarged 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 Chief Judicial Magistrate 15th, Muzaffarpur** in connection with **Gaighat P.S. Case No. 83 of 2019**, subject to the following conditions:-

(i) The petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the court and shall remain physically present as directed by the Court and in the event of failure on two consecutive dates without sufficient reasons, his bail bond shall be liable to be cancelled by the court below.

(ii) If the petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(Prabhat Kumar Singh, J)

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