

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.50044 of 2019

Arising Out of PS. Case No.-160 Year-2019 Thana- BAHADURPUR District- Darbhanga

AMARJEET MAHTO @ AMARJEET KUMAR MAHTO Son of
Chandeshwar Mahto @ Chandra Shekhar Mahto Resident of Village -
Taralahi, P.S.- Bahadurpur, District - Darbhanga

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Vinay Kumar Mishra
For the Opposite Party/s : Mr.Umeshanand Pandit

**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

2 09-08-2019 Heard learned counsel for the petitioner and the learned
A.P.P. for the State.

The petitioner apprehends his arrest in connection with
Bahadurpur P.S. Case No.160 of 2019 registered under Sections 363
and 366A/34 of the Indian Penal Code, pending in the court of the
Sub Divisional Judicial Magistrate, Darbhanga.

The accusation is that when the minor daughter of the
informant was in the way of the market, 8 persons, named in the
F.I.R., including the petitioner, forcibly kidnapped the daughter of the
informant.

Learned counsel appearing on behalf of the petitioner
submits that, in fact, the petitioner and his other family members are
the co-villagers of the informant but due to dirty village politics, the
petitioner and his other family members have falsely been implicated



in this case.

It appears from the order dated 09.07.2019 passed in A.B.P. No.1044 of 2019 by the court of the Additional Sessions Judge-VI, Darbhanga, whereby the prayer of the petitioner for grant of privilege of pre-arrest bail has been rejected, that the victim, the daughter of the informant, in her statement recorded under Section 164 of the Code of Criminal Procedure, has stated that this petitioner forcibly lifter her and put in the Scorpio vehicle.

Having considered the facts and the circumstances of the case and the nature of allegation against the petitioner, I am not inclined to grant anticipatory bail to the petitioner. Accordingly, the prayer of the petitioner for grant of anticipatory bail stands rejected. However, the petitioner is directed to surrender before the trial court within four weeks from today and pray for regular bail, which shall be considered by the trial court in accordance with law without being prejudiced by the order of this Court.

(Rajendra Kumar Mishra, J)

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