

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.43264 of 2018

Arising Out of PS. Case No.-25 Year-2018 Thana- NOWKOTHI District- Begusarai

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1. Jay Jay Ram Paswan, S/o Late Gorelal Paswan,
 2. Akshay Kumar S/o Shravan Poddar, Both R/o Vill.- Saidpur, P.S.- Naw Kothi,
District- Begusarai.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Yogesh Kumar

For the Opposite Party/s :

CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

5 09-01-2019 Heard learned counsel for the petitioner and learned
counsel appearing on behalf of the State.

The petitioners apprehend their arrest in connection with
Naw Kothi P.S. Case No.25 of 2018 registered for the offenses
punishable under Section 366(A)/34 of the Indian Penal Code.

Learned counsel for the petitioner submits that pursuant
to the last order dated 04.12.2018 passed by learned Coordinate
Bench of this Court, a report has now been submitted by the
Superintendent of Police, Begusarai. It is pointed out that the
victim girl has appeared on her own and her statement has been
recorded under Section 164 Cr.P.C. A copy of her 164 Cr.P.C.
statement has been enclosed with the report of the Superintendent
of Police, Begusarai which reveals that the victim girl has disclosed
her age about 21 years and she has further stated that on



17.03.2018 she had herself gone with one Jyotish Kumar and solemnised marriage in temple, thereafter she had gone to Punjab. She was living with her husband and was willing to live in her Sasural.

So far as the petitioners are concerned it is submitted that they are innocent and had no role to play. Petitioner No.1 is the father and petitioner No.2 is alleged to be the friend of said Jyotish Kumar.

No one appears on behalf of the State to oppose this application.

In the given facts and circumstances considering the 164 Cr.P.C. statement of the victim girl, this Court is inclined to direct that in case of their arrest or surrender in the Court below, the petitioners shall be enlarged on bail on furnishing bail bond of Rs.15,000/- (fifteen thousand) each with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate Ist Class, Begusarai in connection with Naw Kothi P.S. Case No.25 of 2018, subject to the conditions under Section 438(2) of the Cr.P.C.

(Rajeev Ranjan Prasad, J)

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