

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.77663 of 2018

Arising Out of PS. Case No.-308 Year-2017 Thana- MAHUA District- Vaishali

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Golu Paswan S/o Dhaneshwar Paswan, R/o Vill. - Harpur Belwa, P.S.-
Mahua, District- Vaishali.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Hariram Rai S/o Ramshovit Rai,
3. Nikki Kumari D/o Hariram Rai, Both R/o Vill.- Singhara Tara, P.S.- Mahua,
District- Vaishali.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Satya Prakash Sinha
For the Opposite Party/s : Mr.Sri Sanjay Kumar Tiwary

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 02-01-2019 Heard the parties.

The petitioner is apprehending his arrest in connection with Mahua P.S.Case No.308 of 2017 registered for offences punishable under Sections 366A, 504/34 of the Indian Penal Code.

Allegation against the petitioner that is of kidnapping of the minor daughter of the informant along with the other accused persons.

Submission of the learned counsel for the petitioner is that later on the victim girl filed a petition before the C.J.M. that she had gone herself along with the petitioner and a compromise has been reached between the parties.



Heard learned A.P.P. who has opposed the prayer for bail on the ground that the statement of the girl has been recorded under Section 164 Cr.P.C. itself makes out the fact of kidnapping against the petitioner along with the other accused persons.

Having heard both sides and in view of the facts and circumstances, as stated above, I am not inclined to grant anticipatory bail to the petitioner, however, the petitioner is directed to surrender before the learned court below within a period of six weeks from the date of order and make prayer for regular bail, which will be considered by the learned court below without being prejudiced by the order of this Court.

With the aforesaid observation, this application is dismissed.

(Vinod Kumar Sinha, J)

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