

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.76892 of 2018

Arising Out of PS. Case No.-49 Year-2018 Thana- SIMRI District- Darbhanga

Surendra Sah S/o Late Chalitar Sah, Resident of Village-Khesar, P.S.-Jaley,
District-Darbhanga.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjeev Kumar Jha
For the Opposite Party/s : Mr.Sri Ataur Rahman

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

3 25-01-2019 Heard learned counsel for the petitioner and learned
counsel appearing on behalf of the State.

The petitioner is languishing in custody since
02.05.2018 in connection with Simri P.S. Case No.49 of 2018
registered for the offences punishable under Sections 365,
366A/506/120/34 of the Indian Penal Code.

Prosecution case as per the written report of Santosh
Kumar dated 22.04.2018 submitted to Simri P.S. is to the effect
that niece of the informant, Amriti Kumari used to reside with
the informant. On 15.04.2018 she went to her mother's place
but she did not reach. On search being made, it was found that
co-accused Birju Sah, Ranju Devi, Meera Devi, Sumitra Devi
and petitioner after making conspiracy, have taken his niece
from village Khesar to some where else since then she is trace



less.

It is submitted by learned counsel for the petitioner that co-accused, Birju Sah has performed marriage with victim girl. The thrust of accusation of kidnapping is against co-accused Birju Sah. A statement has been made in paragraph no. 3 of the bail application that the petitioner is not having criminal antecedent.

Learned APP after going through the case diary submits that the petitioner is named in the FIR and victim girl has not been traced till date.

Considering the thrust of accusation against co-accused Birju Sah, and the period of custody, let the above named petitioner be enlarged on bail on furnishing bail bond of Rs.10000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Darbhanga in connection with Simri P.S. Case No.49 of 2018

(Dinesh Kumar Singh, J)

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