

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.64979 of 2019

Arising Out of PS. Case No.-379 Year-2018 Thana- MOTIHARI MUFASIL District- East
Champaran

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DHANANJAY KUMAR Son of Sheopujan Das Resident of Village -
Patpariya, P.S.- Motihari Muffasil, District- East Champaran.

... .. Petitioner/s

Versus

THE STATE OF BIHAR.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Vijay Shankar Shrivastava
For the Opposite Party/s : Mr.Ram Priya Sharan Singh

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 18-10-2019 Petitioner seeks bail in anticipation of his arrest in

connection with Muffasil P.S. Case No. 379 of 2018, registered

for the offences punishable under Section 363, 366 (A)/34 of the

Indian Penal Code.

As per F.I.R. there is allegation against the petitioner
and other co-accused is that they kidnapped the minor daughter
of the informant.

Submission of the learned counsel for the petitioner
is that the matter has been compromised between the parties and
petitioner is ready to abide by any condition imposed on him.

On the other hand, learned A.P.P. has opposed the
prayer of bail on the ground that the victim girl has also
supported the prosecution case in her statement recorded under



Section 164 Cr.P.C. and the impugned order also shows that there is allegation against the petitioner of committing rape with the victim girl.

Having heard both sides, in view of the allegation and statement of victim recorded under Section 164 Cr.P.C. as discussed above, I am not inclined to grant privilege of anticipatory bail to the petitioner, however, the petitioner is directed to surrender before the learned Court below and make prayer for regular bail which shall be considered on the basis of material available on record without being prejudice by this order and pass an order in accordance with law.

With the aforesaid, this application is dismissed.

(Vinod Kumar Sinha, J)

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