

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.70277 of 2019

Arising Out of PS. Case No.-88 Year-2018 Thana- KARJA District- Muzaffarpur

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MUKESH THAKUR S/o Hiralal Thakur R/o village- Mansurpur Chamarua,
P.S.- Karja, District- Muzaffarpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Nitu Kumari

For the Opposite Party/s : Mr.Dr. Indiwari Kumari

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

4 17-12-2019

This application, for grant of anticipatory bail,
arises out of Karja P.S. Case No. 88/2018, disclosing offences
under Section 364 of the Indian Penal Code.

Allegation against the petitioner and other accused
persons is of kidnapping the minor daughter of brother in law of
the informant. It further appears that the statement of the girl has
been recorded under Section 164 Cr.P.C., in which, she has
supported the allegation against the petitioner.

Submission of learned counsel for the petitioner is
that the has falsely been implicated in this case and no specific
allegation has been attributed to him and there was love affair
between the alleged victim girl and one Jitu thakur and she had
fled away with him.

Heard learned A.P.P. also.



Having heard both sides, considering the facts and circumstances as well as the statement of girl recorded under Section 164 Cr.P.C., I am not inclined to grant the privilege of anticipatory bail to the petitioner rather petitioner has to surrender before the court below and make prayer for regular bail and if any such application is filed, the court below will dispose of the same on the merit of the case, without being prejudiced by this order.

This application is, accordingly, dismissed

(Vinod Kumar Sinha, J)

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