

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.75591 of 2019**

Arising Out of PS. Case No.-102 Year-2019 Thana- BATHNAHA District- Sitamarhi

1. Ram Deo Pandit, S/o Bhola Pandit
2. Rani Devi, W/o Ramdeo Pandit
Both resident of Ward no.2 village-Jhtkahiya, P.S. and District-Sitamarhi.
3. Lal Babu Pandit @ Lal Babu, S/o Late Nathuni Pandit, Resident of Village-Jadu Rampur, P.S. and District- Sheohar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Alok Kumar Jha

For the Opposite Party/s : Mr.Dashrath Mehta

**CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER**

2 26-11-2019 Heard learned counsel for the petitioners and learned
APP for the State.

The petitioners in this case are seeking anticipatory
bail in connection with Bathnaha P.S. Case No.102 of 2019
registered for the offences punishable under Sections 363 and
372/34 of the Indian Penal Code.

Learned counsel for the petitioners submits that the
petitioners have falsely been implicated in this case due to dirty
village politics. Learned counsel submits that the victim girl in
her statement made under Section 164 Cr.P.C. has not taken the
name of these petitioners.

Learned APP for the State is present and has opposed



the prayer for anticipatory bail of the petitioners.

Considering the facts and circumstances of the case wherein it is the submission of learned counsel for the petitioners that the victim girl has returned and in her statement made under Section 164 Cr.P.C. she has not taken the name of these petitioners and has only stated that she was taken by a boy on a tempo to a village but no wrong has been committed with her as also that the these petitioners have no criminal antecedents, let the petitioners in the event of their arrest or surrender within a period of four weeks from today, be enlarged on bail on furnishing of bail bonds of Rs. 15,000/- (fifteen thousand) each with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate I/C, Sitamarhi in connection with Bathnaha P.S. Case No.102 of 2019, subject to the condition as laid down under Section 438 (2) of the Cr.P.C. i.e.

(i) a condition that the person shall make himself available for interrogation by a police officer as and when required;

(ii) a condition that the person shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade



him from disclosing such facts to the Court or to any police officer;

(iii) a condition that the person shall not leave India without the previous permission of the Court.

(Rajeev Ranjan Prasad, J)

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