

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.79467 of 2019

Arising Out of PS. Case No.-41 Year-2019 Thana- PHULPARAS District- Madhubani

NITISH KUMAR @ NITISH KUMAR MANDAL Son of Tuntun Mandal
Resident of Village - Bathnaha, P.S.- Phulparas, Distt.- Madhubani.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Manish Kumar No 13

For the Opposite Party/s : Mr.Uday Pratap Singh

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH

ORAL ORDER

2 04-12-2019 Heard learned counsel for the petitioner, O.P. No. 2 and
learned APP for the State.

The petitioner is apprehending arrest in a case registered
under Sections 363 & 366A of the Indian Penal Code.

The prosecution case in short is that while the minor daughter
of the informant went to take water at the Pump, the accused persons
kidnapped her.

It has been submitted on behalf of the petitioners that the
petitioner has got no criminal antecedent. There is no allegation of
tampering of witnesses alleged against the petitioner. The petitioner
has falsely been implicated in the present case. The victim has been
recovered. Her statement u/S 164 of the Cr.P.C. was recorded in
which she has not made allegation of sexual or physical assault
against the petitioner.

On behalf of the State, it is submitted that the petitioner is



named in the Complaint Case/F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner, above named, in the event of arrest/surrender before the learned court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate-II, Jhanjharpur, Madhubani in connection with Phulparas P.S. Case No. 41 of 2019, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

A.K.V.//-

U		T	
---	--	---	--

