

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.79851 of 2019

Arising Out of PS. Case No.-222 Year-2018 Thana- BHANGWANPUR HAT District- Siwan

NANDAN KUMAR RASTOGI @ NANDAN RASTOGI Son of Ravishankar
Restogi Resident of Village and P.S.- Majorganj, District- Sitamarhi.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Md. Shamimul Hoda

For the Opposite Party/s : Mr.Akhileshwar Dayal

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 05-12-2019 Heard the learned counsel for the petitioner and
the learned A.P.P. for the State.

This is an application for grant of anticipatory bail
in connection with Bhagwanpur Hatt PS case no. 222 of 2018
registered for the offences punishable under Section 366(A)/34
of Indian Penal Code.

The allegation is regarding the petitioner having
kidnapped the victim girl.

The learned counsel for the petitioner has
submitted that a bare perusal of the statement made by the
victim girl under Section 164 Cr.P.C. before the learned
Magistrate, would show that she had voluntarily gone with the
petitioner herein, however there is no allegation of committing
any un-toward incident or abusing the victim girl sexually, as far



as the petitioner is concerned. The petitioner is said to having a clean antecedent.

Having regard to the facts and circumstances of the case, I deem it fit and appropriate to admit the petitioner to the privilege of anticipatory bail. Accordingly, the abovenamed petitioner, in the event of his arrest or surrender before the court below within a period of six weeks from the date of receipt/ production of a copy of this order, is directed to be released on anticipatory bail on furnishing bail bond of Rs. 10,000/- (Rs. Ten thousand) with two sureties of the like amount each to the satisfaction of learned J.M., 1st class, Siwan in connection with Bhagwanpur Hatt PS case no. 222 of 2018 subject to the conditions as laid down under Section 438(2) of Code of Criminal Procedure.

(Mohit Kumar Shah, J)

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