

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.1159 of 2020

Arising Out of PS. Case No.-417 Year-2019 Thana- PARBATTa District- Khagaria

MITHLESH DAS Son of Late Lakhan Das @ Late Lakhan Ram Resident of
Village - Baisi, P.S.- Naugachhia, Distt.- Bhagalpur.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Binod Kumar, Adv.
For the Opposite Party/s : Mr.Ahmad Ali,APP

CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD
ORAL ORDER

2 18-01-2020 Heard learned counsel for the petitioner and learned APP
for the State.

The petitioner seeks bail in **Parbatta P. S. Case No. 417 of 2019, G.R. No. 3049 of 2019**, instituted for the offence under Section(s) 363, 366A/34 of the Indian Penal Code.

The petitioner is an accused of having kidnapped the informant's daughter. On such allegations, he has been taken into custody on 22.10.2019. The statements of alleged victim was recorded under Section 164 Cr.P.C. It is the statements of the alleged victim that, on her own volition, she had gone to Chennai and she has specifically stated that the instant petitioner is innocent and was not responsible in any manner. It is also submitted that prior to the instant case there is no criminal antecedents of the petitioner.



The learned APP for the State opposed the prayer for bail.

Considering the aforesaid submissions and the fact that victim has belied the allegation, this Court is inclined to grant bail to petitioner.

Considering the aforesaid, let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/-(Ten thousand) with two sureties of the like amount each to the satisfaction of the **ACJM 1st Khagaria**, in connection with **Parbatta P. S. Case No. 417 of 2019, G.R. No. 3049 of 2019**, subject to the following conditions:-

(i) That one of the bailors will be a close relative of the petitioner who will give an affidavit giving genealogy as to how he is related with the petitioner. The bailor will also undertake to inform the Court if there is any change in the address of the petitioner.

(ii) That the petitioner will be well represented on each date and if he fails to do so on two consecutive dates, his bail bond will be liable to be cancelled.

(Madhuresh Prasad, J)

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