

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3914 of 2020

Arising Out of PS. Case No.-219 Year-2019 Thana- CHANDAUTI District- Gaya

VIKASH KUMAR Son of Late Pairu Chaudhary Resident of Village -
Kujapi, P.S.- Chandauti, Dist.- Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shailesh Kumar

For the Opposite Party/s : Mr. Suresh Prasad Singh

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 21-01-2020 Heard the learned counsel for the petitioner and the
learned APP for the State.

The petitioner seeks regular bail in connection with
Chandauti P.S. Case No. 219 of 2019, registered for the
offence punishable under Section 363, 366(A), 448 and
323/34 of the Indian Penal Code.

The allegation is regarding the petitioner having
kidnapped the victim girl with a view to solemnize marriage
and she was taken away by the petitioner on a motorcycle
and thereafter, the victim girl was taken by the petitioner to
Delhi.

The learned counsel for the petitioner has submitted that
the petitioner has been falsely implicated in the present case.
It is further submitted that the petitioner is having a clean



antecedent and he is languishing in custody since 22.8.2019. The learned counsel for the petitioner has referred to the statement made by the victim girl under Section 164 Cr.P.C. before the learned Magistrate to contend that a perusal of the same would show that the victim girl had voluntarily fled with the petitioner and had raised no objection while she was staying at Delhi with the petitioner for about 12 days.

Having regard to the facts and circumstances of the case, considering the submissions made by the learned counsel for the petitioner, coupled with the fact that the petitioner is having a clean antecedent as well as considering the statement made by the victim girl under Section 164 Cr.P.C. before the learned Magistrate, I deem it fit and proper to direct for release of the petitioner on regular bail.

Accordingly, the above named petitioner is directed to be enlarged on bail on furnishing bail bonds of Rs. 10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Gaya in connection with Chandauti P.S. Case No. 219 of 2019.

(Mohit Kumar Shah, J)

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