

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16679 of 2020

Arising Out of PS. Case No.-469 Year-2019 Thana- RAMKRISHNANAGAR District- Patna

SHASHI KUMAR @ SHASHI YADAV S/o Jai Prakash Rai R/o village-
Kanauzi, P.S.- Gopalpur, District- Patna. Petitioner/s
Versus

The State of Bihar. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Binod Murari Mishra
For the Opposite Party/s : Mr. Sanjay Kumar Tiwary

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 17-07-2020 This case has been heard through video-conferencing.

Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner apprehends his arrest in a case
registered for the offences punishable under Section 363/376 of
the Indian Penal Code.

The prosecution story, in brief, is that the
informant given a written information alleging therein that his
daughter, namely, Rani Kumari, aged about 17 years, left the
house on 30.06.2019 in the evening but did not return back to
the house till 01.07.2019. It is also alleged that the informant
tried to search her but failed to do so. Accordingly, the instant
case was lodged.

It is submitted by learned counsel for the petitioner
that no such occurrence as alleged ever took place. He has been



falsely implicated in this case. The F.I.R. is against unknown. The victim in her statement made under Section 164 Cr.P.C. has not alleged anything against the petitioner. The petitioner was not present at the time of occurrence. The allegation levelled against the petitioner is not specific rather general and omnibus in nature.

Learned APP for the State vehemently opposing the bail petition submitted that there is serious allegation against the petitioner of kidnapping the girl along with his three associates. Hence, the petitioner does not deserve anticipatory bail.

Considering the facts and circumstances of case and particularly considering the serious allegation against the petitioner, I am not inclined to enlarge the petitioner on anticipatory bail. The prayer for anticipatory bail of the petitioner is hereby rejected. However, the petitioner is directed to surrender before the learned Court below within six weeks from today and seek regular bail and the learned Court below would pass order in accordance with law without being prejudiced by this order on the same very day.

(Anjani Kumar Sharan, J)

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