

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.24176 of 2020

Arising Out of PS. Case No.-12 Year-2020 Thana- GHOGHARDIHA District- Madhubani

Md. Sabbir Mansuri Son of Md. Bachhi Mansari Resident of Village - Bistall
Nawani, P.S. - Arriya Sangram, District - Madhubani.

... .. Petitioner/s

Versus

1. The State of Bihar Bihar
2. Shugupta pravin D/O Md. Hussain Ajad Resident of Village - Pakoriya, P.S.
- phuparash, District- Madhubani.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ratanakar Jha

For the Opposite Party/s : Mr.A.P.P.

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 21-09-2020 Heard learned counsel for the petitioner as well as
learned A.P.P. for the State through video conferencing.

The petitioner seeks bail in Ghoghardiha P.S. Case
No. 12 of 2020, corresponding to G.R. No. 131 of 2020,
registered for the offence under Sections 363, 366/34 of the
Indian Penal Code.

As per prosecution case, grand daughter of the
informant went out some where on 31-01-2020, but did not
return. It is alleged that petitioner alongwith others have
kidnapped the grand daughter of informant for the purpose of
marriage.

It is submitted on behalf of petitioner that petitioner is



innocent and has committed no offence. There is love affairs between petitioner and victim (grand daughter of informant). It is further submitted that grand daughter of the informant herself had gone out of the house and with her consent, the petitioner has solemnized marriage with her and in support of the same, affidavits have been brought on record, which are available at Annexure 2 and 2/1 respectively. The petitioner is in custody since 02-02-2020.

Considering the aforesaid facts and circumstances and the fact that petitioner has already married with the victim girl and both are leading conjugal life happily, the bail application of petitioner is allowed with condition that ***one of the bailor would be wife (victim/grand daughter of the informant) of the petitioner.***

Let the above-named petitioner be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Sub-Divisional Judicial Magistrate, Jhanjharpur in connection with Ghoghardiha P.S. Case No. 12 of 2020, corresponding to GR No. 131 of 2020, on the following conditions:

“(1) Petitioner shall cooperate in the trial and shall be properly represented on each and every date fixed by the Court and shall remain physically present, as directed by the



Court and on his absence on two consecutive dates without sufficient reason, his bail-bond shall be cancelled by the Court below.

(2) If the petitioner tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.”.

(Prabhat Kumar Singh, J)

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