

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.83987 of 2019

Arising Out of PS. Case No.-75 Year-2018 Thana- BIRAUL District- Darbhanga

HUKUMDEO YADAV Son of Pano Yadav Resident of Village- Kodhli, P.S.-
Biraul, District- Darbhanga.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Shashank Shekhar

For the Opposite Party/s : Mr.Ram Priya Sharan Singh

CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD
ORAL ORDER

2 16-01-2020 Heard learned Counsel for the petitioners and the
learned APP for the State.

The petitioner seeks bail in Biraul PS Case No. 75 of
2018 registered under Sections 366, 341, 323, 307/34 of the IPC.

Prosecution case in the FIR alleges that the petitioner
has induced informant's sister and took her to Delhi. It also alleges
that under pressure she was brought back by the petitioner whereafter
the informant sent his sister to live with the petitioner where it is
alleged that she was assaulted and thereafter abandoned.

Counsel for the petitioner submits that even as per
allegations made in the FIR offence under Section 366 IPC would not
be made out as FIR alleges that the informant had himself sent his
sister with the petitioner. It is submitted that the injury report
(Annexure 4) does not corroborate the offence under Section 307
IPC. Submission is of false implication. The petitioner has no
criminal antecedent and he is in custody since 25.10.2019.

Learned APP opposes the prayer for bail.

Considering the aforesaid submissions the petitioner's
prayer for bail is allowed. Let the petitioner above named be released



on bail on his furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of ACJM Biraul in Biraul PS Case No. 75 of 2018 on 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 in the trial and if he fails to do so on two consecutive dates, his bail will be liable to be cancelled.

(Madhuresh Prasad, J)

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