

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.86221 of 2019

Arising Out of PS. Case No.-135 Year-2019 Thana- THAWE District- Gopalganj

Shaukat Ali @ Shaukat, S/o Afalatoon Ansari @ Afalatun Miya Resident of
Village- Pithauri, P.S.- Thawe, Distt- Gopalganj.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Lokesh Kumar Singh
For the Opposite Party/s : Mr.Ram Sevak Choudhary

**CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA**

ORAL ORDER

3 19-03-2020 Heard learned counsel appearing for the petitioner as
well as learned Additional Public Prosecutor for the State.

Petitioner is in custody since 23.09.2019 and seeks
bail in connection with Thawe P. S. Case No.135 of 2019
registered for the offences punishable under Sections 363, 366A
of the I.P.C.

Both the victims have already returned to their home
safely. The statements of victims were recorded under Section
164 of the Cr.P.C. The victims made contradictory statements.
One victim, namely, Punam Kumari claimed that she as well as
her sister were kidnapped by one Shahdeo and three unknown
persons and subsequently, she was pushed from car whereas the
culprits took her sister. The second victim, namely, Amrita



Kumari does not state about the story of kidnapping rather she claimed that due to nervousness she left her home, but subsequently, she requested the petitioner to take her to home and while she along with petitioner was returning to her home, she as well as petitioner were caught by the police.

The case diary goes to show that petitioner and victim Amrita Kumari were in love and the victim Amrita Kumari in her statement recorded under Section 161 of the Cr.P.C. admitted that she had left her home by her own volition.

Considering the aforesaid facts and circumstances of the case as well as submissions of the parties, let the petitioner, above named, 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 Chief Judicial Magistrate, Gopalganj in connection with Thawe P. S. Case No.135 of 2019.

(Hemant Kumar Srivastava, J)

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