

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.20317 of 2021

Arising Out of PS. Case No.-165 Year-2020 Thana- VIDYAPATINAGAR District-
Samastipur

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RAM BABU ROY @ RAM BABU RAY SON OF RAJENDRA RAY @
RAJENDRA ROY R/O VILLAGE- GADHSISAI, P.S.- VIDYAPATI
NAGAR, DISTRICT- SAMASTIPUR.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Kundan Kumar

For the Opposite Party/s : Mr. Sanjay Kumar Singh, APP

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

4 06-09-2021 Heard learned counsel for the petitioner and the State.

Petitioner seeks regular bail in a case registered for
the offence punishable under Section 363, 366 of the Indian
Penal Code.

As per the prosecution case, this petitioner along with
other accused persons kidnapped the minor daughter of the
informant.

Learned counsel appearing for the petitioner submits
that petitioner is innocent and has falsely been implicated in the
case. It is further submitted that the victim in her statement u/s 164 of the
Cr. P. C. stated that no-one kidnapped her rather she left her house
out of her own free will and solemnized marriage with Sanjit Kumar
and stated her age 18 years. Petitioner claims clean antecedent and is
in custody since 18.12.2020 and investigation in this case is



complete.

Learned counsel appearing for the State opposes the prayer for bail.

Considering the facts of the case, the period of custody of the petitioner and the statement of victim recorded u/s 164 of the Cr. P. C., let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Additional Chief Judicial Magistrate III, Dalsingsarai, Samastipur in connection with Vidyapati Nagar PS case No. 165/2020 on the following conditions:-

(1) Petitioner shall co-operate 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/ her absence on two consecutive dates without sufficient reason, his/her 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.

BKS/-

(Prabhat Kumar Singh, J)

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