

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21000 of 2021**

Arising Out of PS. Case No.-59 Year-2020 Thana- BARIYARPUR District- Munger

Chhote Lal Thakur @ Sumit Thakur S/O Arvind Thakur R/o village- Madheli,
P.S.- Barari, District- Katihar

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Amit Kumar Jha

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

**CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER**

2 21-12-2021 Heard learned counsel for the petitioner and

learned APP for the State.

Learned counsel for the petitioner is expected to honour his undertaking given in the instant case for depositing the requisite court fee and to remove the defects as pointed out by the office when called upon to do so by the office.

The petitioner is apprehending his arrest in a case registered for the offences punishable under Sections 363, 365 of the Indian Penal Code.

It is a case of abduction of the daughter of the informant. The victim girl in her 164 Cr.P.C statement



has stated that she of her own goodwill left the house and went with the petitioner to Patna and thereafter to Mumbai. She also stated that this petitioner established physical relationship with her. She also alleged that parents of the petitioner demanded rupees five lakhs as dowry for marriage of the victim girl with the petitioner.

It is submitted by learned counsel for the petitioner that the victim has recorded her age as 18 years. The petitioner and the victim girl were in love with each other and they wanted to marry which was not acceptable to the family members of the victim girl. Hence, against the will of the family, they married on 06.07.2020 and thereafter went to Mumbai. It is further submitted that both the petitioner and the victim girl have consensual relationship and the petitioner has not committed any wrong. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent.

In the facts and circumstance of the case, let



the petitioner, above named, in the event of his arrest or
surrender before the Court below within a period of four
weeks from today, be released on anticipatory bail on
furnishing bail bonds of Rs. 10,000/-(Ten Thousands)
with two sureties of the like amount each to the
satisfaction of learned Additional Chief Judicial
Magistrate, II, Munger in connection with Bariyarpur P.S.
Case No. 59 of 2020, subject to the conditions as laid
down under Section 438(2) of the Cr.P.C.

(Sunil Kumar Panwar, J)

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