

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.22024 of 2021

Arising Out of PS. Case No.-272 Year-2020 Thana- GHANSHYAMPUR District- Darbhanga

SURENDRA CHAUPAL @ SULINDER CHAUPAL @ SULINDRA
CHAUPAL Son of Dhaneshwar Chaupal Resident of Village and P.O.- Galma,
P.S.- Ghanshyampur, District- Darbhanga.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Abhay Kumar Thakur

For the Opposite Party/s : Mr. Nagendra Prasad, APP.

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 31-08-2021

Heard learned counsel for the petitioner and the State.

Petitioner seeks regular bail in a case registered for the offence punishable under Section 366(A), 34 of the Indian Penal Code.

As per the prosecution case, this petitioner is alleged to have taken away the daughter of informant for solemnizing marriage.

Learned counsel appearing for the petitioner submits that petitioner is innocent and has falsely been implicated in the case due to village politics and no such occurrence took place. The victim in her statement u/s 164 of the Cr. P. C. stated that on being reprimanded by her mother, she went to the house of her Fua without giving any information to anybody and no-one has kidnapped her. Aadhar Card of the victim shows that she is major. Petitioner is in custody since 22.11.2020 and charge sheet has already been submitted in this case.

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, Biraul, Darbhanga in connection with Ghanshyampur PS case No. 272/2020 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.

(Prabhat Kumar Singh, J)

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