

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.24391 of 2021**

Arising Out of PS. Case No.-229 Year-2020 Thana- MOUZAHDIPUR District- Bhagalpur

VIKKI MANDAL Son of Ravindra Mandal Resident of Village - Chatpati
talab Road, Kalabganj, P.S.- Mojahidpur, Dist.- Bhagalpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ajay Kumar Jain, Adv.

For the Opposite Party/s : Mr.Anil Kumar Singh No.1, APP

**CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER**

2 23-09-2021 Heard learned counsel for the petitioner and learned
A.P.P. for the State through virtual court proceeding.

Learned counsel for the petitioner undertakes to remove the defects within four weeks of resumption of normal court proceeding. In the eventuality of non-removal of defects within undertaken period, office will place the matter before the Bench.

The petitioner seeks bail in connection with Mojahidpur P.S. Case No.229 of 2020, registered for the offence punishable under Section 366 (A) of the Indian Penal Code.

Allegation against the petitioner is that he has kidnapped the informant's daughter for the purpose of marriage.

It is submitted by learned counsel for the petitioner that petitioner is quite innocent and has not committed any offence as alleged in the FIR. He has been falsely implicated in this



case. The petitioner has not kidnapped the victim girl as alleged in the FIR. It is evident from the FIR that the victim herself went out of the house to meet her friend. In fact the petitioner and victim girl are in love affair since last one year and they mutually decided to marry to lead marital life. The statement of the victim was recorded u/s 164 Cr.P.C. in which she stated her age as 17 years and also stated that she herself went with the petitioner and they live at Basukinath for six days and thereafter they went to the police. The petitioner has no criminal antecedent and has been languishing in custody since 24.10.2020.

Learned APP for the State opposed the prayer for bail.

Considering the facts and circumstances of this case and the statement of the victim recorded u/s 164 Cr.P.c., the above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned Additional Sessions Judge-XII, Bhagalpur, in connection with Mojahidpur P.S. Case No.229/2020.

(Anjani Kumar Sharan, J)

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