

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.20128 of 2020

Arising Out of PS. Case No.-369 Year-2019 Thana- AKBARPUR District- Nawada

SANTOSH KUMAR VISHWAKARMA Son of Muni Vishwakarma Resident
of Village - Dhandhari, P.S.- Akbarpur, Distt - Nawada.

... .. Petitioner/s

Versus

1. The State of Bihar Bihar
2. Razda Khatoon D/o Md. Abid Hussain Resident of Village - Dhandhari, P.S.-
Akbarpur, Distt - Nawada.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bipin Kumar

For the Opposite Party/s : Mr.Aditya Narayan Singh.1, APP

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

ORAL ORDER

6 12-01-2021 Heard learned counsel for the petitioner as well as
learned Additional Public Prosecutor for the State.

Petitioner apprehends his arrest in connection with
Akbarpur P.S. Case No. 369/2019 registered for the offences
punishable under Sections 366A of the Indian Penal Code.

The accusation against the petitioner is that he
abducted the victim. Admittedly, in course of investigation, the
victim was recovered and her statement under Section 164 of
Cr.P.C. was recorded. Furthermore, it is obvious from the
perusal of the statement of victim recorded under Section 164 of
the Cr.P.C. that she supported the prosecution story.

However, it is submitted on behalf of the petitioner
that the victim made her statement under Section 164 of the



Cr.P.C. under influence and pressure of her parents but, subsequently, she again came to the house of petitioner and, thereafter, petitioner and victim solemnised their marriage. It is, further, submitted that after marriage, victim gave birth to a child and, presently, she has been residing with petitioner. Learned counsel of the petitioner drew my attention towards pleadings of supplementary affidavit as well as annexures of the supplementary affidavit, in particular Annexure 5 of the supplementary affidavit.

Considering the aforesaid facts and circumstances as well as submissions of the parties, this anticipatory bail petition is allowed and it is ordered that petitioner, in the event of his arrest/ surrender within six weeks from the date of receipt of this order to the court concerned, shall 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 Additional Chief Judicial Magistrate I, Nawada in Akbarpur P.S. Case No. 369/2019 subject to conditions as laid down under Section 438(2) of the Cr.P.C.

(Hemant Kumar Srivastava, J)

Spd/-

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