

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.30442 of 2021

Arising Out of PS. Case No.-92 Year-2020 Thana- DANDKHORA District- Katihar

RAJU MALLIK @ RAJU KUMAR MALLIK Son of Pradeep Mallik
Resident of Village - Muradpur, P.S.- Kadwa, Distt.- Katihar.

... .. Petitioner/s

Versus

THE STATE OF BIHAR Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Krishna Prasad Singh, Sr. Adv. Mr. Bhaskar Shankar, Adv.
For the Opposite Party/s	:	APP

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 07-12-2021 Heard Mr. Krishna Prasad Singh, learned senior
counsel along with Mr. Bhaskar Shankar, learned counsel for the
petitioner learned A.P.P. for the State .

Petitioner seeks regular bail in connection with
Dandkhora P.S. Case No. 92 of 2020 registered for the offence
under Section 363, 366(A), 323, 341, 504, 506, 34 of the I.P.C.

The allegation as per the First Information Report is
that the petitioner allegedly kidnapped the minor daughter of
the informant aged about 17 years.

Learned senior counsel for the petitioner submits that
petitioner has not committed any offence in the manner alleged
and in fact there was love affair between the victim girl and the
petitioner and her age has been assessed by the medical board



between 17-18 years. He further submits that the statement of the victim girl was recorded under Section 164 Cr.PC. in which she has categorically stated that she had gone with the petitioner on her own free will and has performed marriage with him. The petitioner is in custody since 23/09/2020 and charge sheet has already been submitted.

Regard being had to the submissions made by the parties and taking into consideration the materials available on record, the fact that petitioner is in custody since 23/09/2020, the victim girl in her statement recorded under Section 164 Cr.P.C. has not stated anything against the petitioner and charge sheet has already been submitted, I am inclined to grant regular bail to the petitioner.

Accordingly, let the petitioner, above named, be released on regular bail on furnishing bail bond of Rs. 10000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned S.D.J.M., Katihar in connection with Dandkhora P.S. Case No. 92 of 2020.

(Anil Kumar Sinha, J)

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