

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38335 of 2020

Arising Out of PS. Case No.-75 Year-2017 Thana- DARPA District- East Champaran

Azim Khan @ Ajim Khan Son Of Maksud Khan Resident Of Village
Pakadiya Pathanpatti, P.S.- Darpa, District- East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Umesh Chandra Verma, Advocate

For the Opposite Party/s : Mr. APP.

CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

2 09-02-2021 Let the defects be removed within four weeks.

Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner is languishing in custody for the
offences punishable under Sections 363/366/379 of the Indian
Penal Code.

Allegation against the petitioner and others is of
kidnapping of the married lady for the purpose of marriage. The
victim stated that she wants to live with her husband and not
with the petitioner in her statement under Section 164 Cr.P.C.
The petitioner is in custody since 02.05.2018.

In the past twice the prayer for bail of the petitioner
was refused by a coordinate Bench of this Court with direction
to the trial Judge to expedite and conclude the trial. The trial is



still pending.

Considering the period already undergone by the petitioner, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.20,000/- (Twenty Thousand) with two sureties of the like amount each to the satisfaction of the learned Court-below where the case is pending in connection with Sessions Trial No.601 of 2019, arising out of Darpa P.S. Case No.75 of 2017, with following conditions:

(a) Both the bailors shall be the resident of territorial jurisdiction of the learned Court-below.

(b) The petitioner shall fully cooperate with the trial of the case, failing which the court below shall be at liberty to cancel the bail bond of the petitioner.

(c) The petitioner shall not leave the country without permission of the trial Court.

(Birendra Kumar, J)

Mkr./-

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