

**IN THE HIGH COURT OF JUDICATURE AT PATNA  
CRIMINAL MISCELLANEOUS No.38139 of 2020**

Arising Out of PS. Case No.-14 Year-2020 Thana- JIYAPOKHAR District- Kishanganj

MD MOBIN Son of Raisoddin Resident of Village- Koiya, P.S.- Ziyapokhar,  
District- Kishanganj.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Radha Mohan Singh

For the Opposite Party/s : Mr.A.G.

**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH  
ORAL ORDER**

2      05-02-2021                      Heard learned counsel for the petitioner and learned  
A.P.P for the State.

The petitioner seeks bail in Ziyapokhar P.S. Case No.  
14 of 2020, registered for the offence punishable under Sections  
363, 366(A) and 34 of the Indian Penal Code.

As per the prosecution case, Md. Mobin (petitioner),  
co-accused Md. Hudda and some unknown persons kidnapped  
the daughter of informant aged about 13 years.

It is submitted on behalf of the petitioner that  
petitioner has falsely been implicated in this case. The  
statement of victim girl under Section 164 Cr.P.C was recorded  
on 29.07.2020 i.e, after lapse of 19 days from the date of  
occurrence. Petitioner is in custody since 11.07.2020 having no  
criminal antecedent as stated in para 3 of the petition.



Learned APP however, vehemently opposed the prayer for bail and submitted that the victim girl in her statement under Section 164 Cr.P.C has supported the prosecution version.

Considering the facts aforesaid and the nature of allegation, I am not inclined to enlarge the petitioner above-named on bail. Accordingly, the same is rejected.

**(Prabhat Kumar Singh, J)**

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