

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40480 of 2020

Arising Out of PS. Case No.-90 Year-2019 Thana- MAHINDWARA District- Sitamarhi

MUNNA KUMAR Son of Shankar Sah Resident of Village- Olipur
Sarhachiya, P.S.- Mahindwara, District- Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ashok Kumar Jha

For the Opposite Party/s : Mr.Khurshid Anwar, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

5 09-06-2021 This matter is taken up for consideration through
Video Conferencing under the orders of Hon'ble the Chief
Justice.

Heard both parties.

The petitioner seeks bail in Mahindwara P.S. Case No.
90 of 2019, registered for the offence punishable under Sections
363, 366A, 341, 323, 504, 379/34 of the Indian Penal Code.

As per the prosecution case, minor daughter of
informant was kidnapped by this petitioner with the help of his
family members.

It is submitted on behalf of the petitioner that
petitioner has falsely been implicated in this case. The victim
girl in her statement recorded under Section 164 Cr.P.C has not
alleged any foul against this petitioner. The girl in her deposition



has stated that she voluntarily left her house and went to Delhi to visit her *Bua*. Petitioner is in custody since 18.08.2020 having clean antecedent, as stated in para 3 of the petition

Considering the facts and circumstances of the case, the petitioner above-named, is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Sitamarhi in connection with Mahindwara P.S. Case No. 90 of 2019, subject to following conditions:-

(i) The petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the court and shall remain physically present as directed by the Court and in the event of failure on two consecutive dates without sufficient reasons, his bail bond shall be liable to be cancelled by the court below.

(ii) If the petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(Prabhat Kumar Singh, J)

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