

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.536 of 2021

Arising Out of PS. Case No.-102 Year-2020 Thana- BAIRIYA District- West Champaran

Mithu Chaudhary @ Mithun Chaudhary, Son of Sri Shivpujan Chaudhary
Resident of Village- Tilangahi Madhurbana, P.S.- Bairiya, District- West
Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Umesh Chandra Verma

For the Opposite Party/s : Mr.Satya Nand Shukla

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 22-02-2021 Heard learned counsel for the petitioner and learned
APP for the State.

Learned counsel for the petitioner undertakes to
remove the defects as pointed out by the office within four
weeks of normal functioning of the court, failing which the
office is directed to place the matter before the Bench.

The petitioner seeks bail in a case registered for the
offence punishable under Sections 366-A/34 of the Indian Penal
Code.

Prosecution case in brief is that as per FIR, there is
allegation against the petitioner that he abducted the daughter of
the informant in the night of 07.03.2020 with an intention to
marry with her.

Learned counsel for the petitioner submits that the



petitioner is innocent and has falsely been implicated in this case. The FIR has been lodged on 10.03.2020 and occurrence took place on 07.03.2020 and there is no explanation of three days delay. The victim in her statement given under Section 164 Cr.P.C. has stated that Binod Mahto took her to the house of the petitioner's father's sister in Nepal where the petitioner kept her for two days and thereafter he brought her to his house. Illicit relation was not established with her. The petitioner is in custody since 11.03.2020. The petitioner has got no criminal antecedent which is mentioned in para 3 of the bail petition.

Learned APP for the State has opposes the prayer for bail of the petitioner.

Considering the aforesaid facts and circumstances of the case, let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 25,000/- (Rupees twenty five thousand) with two sureties of the like amount each in connection with Bairiya P.S. Case No. 102/2020 to the satisfaction of the learned Additional Chief Judicial Magistrate-I, West Champaran at Bettiah.

(Anjani Kumar Sharan, J)

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