

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4719 of 2022

Arising Out of PS. Case No.-267 Year-2019 Thana- KHODAWANDPUR District- Begusarai

SHIV KUMAR YADAV @ SUPARIYA SON OF RAM BHAROS YADAV
R/O VILLAGE -PANSALLA, P.S.- CHAURAH O.P. KHODAWANDPUR,
DISTRICT- BEGUSARAI

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr. Bipin Kumar, Advocate
For the Opposite Party : Mr. Ram Priya Sharan Singh, APP

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 13-05-2022 Heard learned counsel for the petitioner and the State
through virtual mode.

Learned counsel for the petitioner is directed to remove
the defect(s), as pointed out by the office, within a period of
four weeks.

The petitioner is apprehending his arrest in
Khodawandpur (Chaurahi O.P.)P.S. Case No. 267 of 2019
registered under Sections 366/506/34 of the Indian Penal Code.

Allegation against the accused persons including the
petitioner is of kidnapping the daughter of the informant.

It has been submitted on behalf of the petitioner that the
petitioner has got no criminal antecedent. There is no allegation
of tampering of witnesses alleged against the petitioner. The



petitioner has been made accused in the present case due to mistake of fact. The victim was recovered and her statement under Section-164 of the Cr.P.C. was recorded. From perusal of statement of the victim recorded under Section-164 of the Cr.P.C. (Annexure-3 to this application), it is evident that the victim left house out of her own sweet will. She has not supported the allegation made in the FIR.

On behalf of the State, it is submitted that the petitioner is named in the Complaint Case/F.I.R.

Considering the aforesaid facts and circumstances of the case, the petitioner, above named, in the event of arrest or surrender before the learned court below within a period of twelve weeks from today, be released on anticipatory bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount to the satisfaction of learned Sub Divisional Judicial Magistrate, Majhauri, Begusarai in connection with Khodawandpur (Chhaurahi O.P.) P.S. Case No. 267 of 2019 subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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