

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No. 15549 of 2022

Arising Out of PS. Case No.-152 Year-2021 Thana- LAUKAHA District- Madhubani

1. SHIV KUMAR RAM S/o Basudev Ram Resident of Village- Rampur, P.S.-
Laukaha, District- Madhubani.
2. Amala Devi W/o Shiv Kumar Ram Resident of Village- Rampur, P.S.-
Laukaha, District- Madhubani.
3. Pappu Kumar Ram S/o Budhan Ram Resident of Village- Rampur, P.S.-
Laukaha, District- Madhubani.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s :	Mr. Ashok Kumar Prasad, Advocate
For the Opposite Party/s :	Mr. Md. Matloob Rab, A.P.P.
	Mr. Chandrabhushan Prasad, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 20-09-2022 Heard learned counsel for the petitioners and learned
A.P.P. for the State.

Let the defect(s), if any, be removed within a period
of four weeks.

The petitioners apprehend their arrest in a case
registered for the offences punishable under Sections 363 and
366(A)/34 of the Indian Penal Code.

The informant alleges that on 17.05.2021 at midnight
his minor daughter was kidnapped by four named accused
persons, including the petitioners, it is next alleged that the
victim took away Rs. 25,000/- along with some silver and gold
jewellery.



Learned counsel for the petitioners submits that petitioner are persons with clean antecedent and have been falsely implicated in the present case, it is next submitted that from bare perusal and tenor of the allegation as alleged in the FIR it would manifest that the victim, who has reached the age of discretion, has left the house on her own volition as it has been alleged that while fleeing, she took away Rs. 25,000/- along with some jewellery. Learned counsel next submits that Satyendra Kumar who is son of petitioner no. 1 (Shiv Kumar Ram) was in love with the victim and they eloped and thereafter the entire family of Satyendra Kumar came to be implicated in the present case, it is next submitted that the victim has returned and her statement was recorded under Section 164 Cr.P.C. wherein she has not named any of the petitioners which amply demonstrates that petitioners have been falsely implicated.

Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioners.

Considering the submissions made by the learned counsel for the petitioners, the petitioners above-named, in the event of their arrest or surrender before the learned Court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.2,000/- (Rupees



Two Thousand) each with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/successor court in connection with Laukaha P.S. Case No. 152 of 2021 subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

(Satyavrat Verma, J)

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