

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.30458 of 2021

Arising Out of PS. Case No.-121 Year-2020 Thana- SATHI District- West Champaran

SUDAMA KUSHWAHA S/O MANIRAJ MAHTO R/O VILLAGE-
GOPALPUR, P.S.-SATHI, DISTRICT-WEST CHAMPARAN.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ashok Kumar Gupta

For the Opposite Party/s : Mr. Sanjay Kumar Singh

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

4 02-03-2022 Heard learned Counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner seeks regular bail in connection with
Sathi Police Station Case No. 121 of 2020, registered for the
offence punishable under Sections 363/366-A/504/34 of the
Indian Penal Code.

The prosecution case, as per the First Information
Report, is that the petitioner, along with other co-accused
persons, abducted the daughter of the informant for the purpose
of marriage.

Learned Counsel for the petitioner submits that the
petitioner has falsely been implicated in this case merely
because he happens to be the father of the co-accused Roushan
Kushwaha, who was having love affair with the daughter of the
informant. He next submits that the victim girl was recovered by



the police and her statement, under Section 164 of the Code of Criminal Procedure, 1973, was recorded, in which she has categorically stated that she was having love affair with the co-accused Roushan Kushwaha and has solemnized marriage with him in a temple and wants to live with co-accused Roushan Kushwaha. He further submits that the petitioner is in custody since 03.10.2020.

Regards being had to the submissions advanced on behalf of the parties and taking into consideration the statement of the victim girl, recorded under Section 164 of the Code of Criminal Procedure, 1973, I am inclined to grant regular bail to the petitioner.

This application is, accordingly, allowed.

Let the petitioner, above named, be released on bail, upon furnishing bail bond of Rs. 20,000/- (twenty thousand) with two sureties of the like amount each to the satisfaction of learned 3rd Additional Chief Judicial Magistrate, West Champaran, at Bettiah, in connection with Sathi Police Station Case No. 121 of 2020.

(Anil Kumar Sinha, J.)

Prabhakar Anand/-

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