

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.20043 of 2022

Arising Out of PS. Case No.-560 Year-2021 Thana- PHULWARISHARIF District- Patna

RANJEET KUMAR S/O ANIL SAO, R/o Village- Janipur Nagwa, P.S.-
Janipur (Phulwarisharif), District- Patna

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Ashok Kumar Sinha, Advocate

For the Opposite Party/s : Mr.Sanjay Kumar, APP.

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN

ORAL ORDER

2 21-07-2022 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner seeks regular bail in connection with
Phulwarisharif (Janipur) P.S. Case No. 560 of 2021 lodged
under Sections 363,366A and 120(B)/34 of the Indian Penal
Code.

The informant lodged the F.I.R. that earlier the
petitioner Ranjeet Kumar with the help of his father and other
relatives have abducted her daughter for which a criminal case
bearing Phulwarisharif (Janipur) P.S. Case No. 311 of 2021 was
registered. It was alleged that police recovered the daughter of
informant and handed over to the informant by the Court. In the
present case the further occurrence is that, on the morning of
02.07.2021 at about 5.00 P.M. the daughter of the informant was

enticed away and again there was no trace of her daughter till date, in result the present case i.e. Phulawirsharif (Janipur) P.S. Case No. 560 of 2021 was lodged, in which the petitioner is praying for bail.

Learned counsel for the petitioner submits that he is completely innocent and has committed no offence. Learned counsel for the petitioner further submits that the alleged victim i.e. daughter of informant in her statement under Section 164 of Cr.P.C. categorically stated that she herself went out side from her house and called Ranjeet. It has also been deposed by her that family members were not ready for marriage, therefore, we both by their consent have solemnized their marriage. Learned counsel further submits that in the present case the alleged victim i.e. daughter of informant has given her statement under Section 161 of Cr.P.C. categorically stated that she and Ranjeet Kumar solemnized their marriage with their consent and no one is responsible for the same. She also stated that she herself went out side from her house. Learned counsel for the petitioner further submits that he also annexed Annexure-5 by which it is clear that the Janipur Police herself visited with the victim girl and kept the victim at the house of Rubi Devi (Mausia mother-in-law of the alleged victim), so far as the age of the victim is

concerned from the Adhar Card annexed as Annexure-VI it transpires that the daughter of the informant is major. Learned counsel for the petitioner further submits that petitioner is in custody since 25.07.2021 and charge sheet has already been filed having no criminal antecedent other than the case, which has been filed for the same informant earlier.

Learned counsel for the State submits that when there is continuous acceptance of the alleged victim i.e. daughter of the informant about her involvement in alleged event then it creates doubt in the prosecution case.

In the present facts and circumstances and the submissions made above, let the petitioner above named, be granted bail on furnishing bail bonds of Rs.25,000/- (Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of learned Sub-Judge-IX-cum- Addl. Chief Judicial Magistrate-IX, Patna/ concerned Court in connection with Phulwarisharif (Janipur) P.S. Case No. 560 of 2021, subject to the conditions as laid down under Section 437(3) of Cr.P.C.

(Dr. Anshuman, J.)

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