

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21244 of 2022

Arising Out of PS. Case No.-7 Year-2022 Thana- SALIMPUR District- Patna

NITISH KUMAR @ NITISH RAM Son of Late Ram Pravesh Ram Resident
of Village - Rupas Mahaji, P.S.- Salimpur, Distt.- Patna.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Lakshmindra Kumar Yadav

For the Opposite Party/s : Mr.Binod Kumar no.3, APP

CORAM: HONOURABLE MR. JUSTICE SHAILENDRA SINGH
ORAL ORDER

2 20-07-2022 The learned counsel for the petitioner is directed to

remove all the defects pointed out by the Stamp Reporter within one

month.

Heard learned counsel for the petitioner and the State.

Petitioner seeks regular bail in a case registered for the
offence punishable under Section 366A/34 of the Indian Penal Code.

As per allegation, informant's daughter aged about 14
years suddenly disappeared from the informant's house on
19.12.2021 and thereafter present petitioner messaged through
whatsapp and revealed that he had kidnapped his daughter and
married her.

The main submissions advanced by the learned counsel
for the petitioner are that as per FIR admittedly, informant got
information that his minor daughter went missing on 19.12.2021 but
FIR was lodged on 17.1.2022 which caste serious doubt on the



prosecution's allegation and further so-called victim has been recovered and she recorded her statement before the Judicial Magistrate in which she completely denied the allegation of prosecution.

Learned APP has opposed the prayer for bail.

In view of the above submissions and considering victim's statement recorded by the Judicial Magistrate which completely demolished the prosecution allegation, accordingly, this Court is inclined to grant bail to the petitioner. Let the petitioner be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Sri K.P. Arya, Judicial Magistrate, Ist Class, Barh, District Patna in Salimpur P.S Case No. 07 of 2022.

(Shailendra Singh, J)

s.hassan/-

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