

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.45060 of 2021

Arising Out of PS. Case No.-78 Year-2021 Thana- CHANDAN District- Banka

CHANDAN TURI S/O BHADDU TURI R/o village- Dom Toli, Chandan,
P.S.- Chandan, District- Banka

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Brij Nandad Prasad, Adv.

For the Opposite Party/s : Mr.Akhileshwar Dayal, APP

CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

3 23-02-2022 Learned counsel for the petitioner undertakes to remove all the defects as pointed out by office within four weeks after start of normal functioning of the Court.

Learned counsel for the petitioner has filed a supplementary affidavit in which it is stated that the petitioner is 19 years old. Let the same be taken on the record.

Heard learned counsel for the petitioner and Mr. Akhileshwar Dayal, learned A.P.P. for the State.

Petitioner in the present case is seeking regular bail in connection with Chandan P.S. Case No.78 of 2021 registered for the offences punishable under Section 366(A) of the Indian Penal Code. He is in custody since 03.06.2021. The petitioner has got no criminal antecedent.

As per the prosecution story, the allegation against the



petitioner is that he along with other accused persons abducted the minor daughter of the informant aged about 14 years for the purpose of marriage.

Learned counsel for the petitioner submits that the petitioner is innocent and has been falsely implicated in this case due to previous enmity. Learned counsel submits that there is no eye witness to the alleged occurrence. It is submitted that the petitioner is in custody in connection with this case since 03.06.2021 having no criminal antecedent.

Learned APP for the State is present and has opposed the prayer for regular bail of the petitioner.

Having regard to the submission that both the petitioner and the victim girl are in adolescent age and they were studying together and that the victim girl has stated in her statement under Section 164 Cr.P.C. that she was in love affair with the petitioner for last three years while studying in school and she had left on her own volition, she stayed with the petitioner but there was no physical relationship between the two, this Court directs that the petitioner above named be released on bail on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand only) with two sureties of the like amount each to the satisfaction of learned Chief Judicial



Magistrate, Banka in connection with Chandan P.S. Case No.78
of 2021, subject to the condition as laid down under Section 437
(3) Cr.P.C.

And further condition that the court below shall verify
the criminal antecedent of the petitioner and in case at any stage
it is found that the petitioner has concealed his criminal
antecedent, the court below shall take step for cancellation of
bail bond of the petitioner. However, the acceptance of bail
bonds in terms of the above-mentioned order shall not be
delayed for purpose of or in the name of verification.

(Rajeev Ranjan Prasad, J)

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Note: The ordersheet duly signed has been attached with the record. However, in view of the present arrangements, during Pandemic period all concerned shall act on the basis of the copy of the order uploaded on the High Court website under the heading 'Judicial Orders Passed During The Pandemic Period'.

