

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.58711 of 2021

Arising Out of PS. Case No.-98 Year-2019 Thana- TURKAULIYA District- East Champaran

KHURSHID AALAM S/o FOOL MOHAMMAD MIYA, R/o VILLAGE-
AAJAGARI MAHAJIDAWA TOLA, DISTRICT-EAST CHAMPARAN,
MOTIHARI. Petitioner/s

Versus

THE STATE OF BIHAR Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rajesh Kumar
For the Opposite Party/s : Mr.Mukeshwar Dawal

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

3 12-09-2022 The learned counsel for the petitioner is directed to
remove all the defects pointed out by the office within one
month.

Heard the learned counsel for the petitioner as well as
the learned Additional Public Prosecutor for the State.

The petitioner apprehends his arrest in connection with
Turkaulia (Banjariya) P.S. Case No. 98 of 2019 registered for
offence punishable under sections 363, 366A/34 of the Indian
Penal Code.

The learned counsel for the petitioner has submitted
that in her statement recorded under Section 164 of the Code of
Criminal Procedure, the victim did not make complain against
the present petitioner and the age of victim has been assessed by
the learned court below as 19 years.

The statement of the victim is not available with the



record.

Considering the above-mentioned facts and circumstances, let the petitioner above-named, in the event of his arrest or surrender, within four weeks from today, be released on bail on furnishing bail bonds of Rs.10,000/- with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Motihari, East Champaran in connection with Turkaulia (Banjariya) P.S. Case No. 98 of 2019, subject to condition as laid down under section 438(2) Cr. P.C. **Further condition is that the learned court below shall verify the submission of the learned counsel for the petitioner with the statement of the victim recorded under Section 164 of the Code of Criminal Procedure and only thereafter, his bail bond shall be accepted.**

Office shall ensure that all defects are removed by the petitioner within the stipulated time mentioned hereinabove, failing which, the matter shall be brought to the notice of this Court.

(Nawneet Kumar Pandey, J)

Mahesh/-

U		T	
---	--	---	--

