

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.60655 of 2021

Arising Out of PS. Case No.-339 Year-2019 Thana- KUDHNI District- Muzaffarpur

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APPU THAKUR S/O SRI ARVIND THAKUR R/o village- Madhaul, P.O.-
Susta Madhopur, P.S.- Kudhani, District- Muzaffarpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Shashank Shekhar

For the Opposite Party/s : Mr.Abhay Kumar

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 13-07-2022 Heard learned counsel for the petitioner and learned APP
for the State.

The instant application for anticipatory bail has been filed
by the petitioner apprehending his arrest in connection with Kudhani
(turki O.P.) P.S. Case no. 339 of 2019 instituted for the offence under
Sections 363, 366 (A), 506 and 34 of the Indian Penal Code.

As per allegation in the FIR, it is a case of abduction of
minor girl of the informant by three named accused persons and 5-6
unknown accused persons.

Learned counsel appearing on behalf of the petitioner has
submitted that petitioner is innocent and has committed no offence.
Petitioner is not named in the FIR. His name has surfaced in the
present case on the basis of statement of the victim girl recorded
under Section 164 Cr.P.C. in which she has alleged against the
petitioner that he tried to commit forceful act upon her but it is



mentioned that what wrong has been done. Victim girl has further stated that she has disclosed the tale to her brother but his statement has not been recorded, to corroborate the fact. She has further stated in her statement that out of her own sweet will she has eloped with co-accused Deepak Kumar and performed marriage with him. Only with a view to harass and due to village dirty politics, the petitioner has been made scapegoat in the present case.

Learned APP appearing for the State has opposed the prayer of Bail.

Having heard learned counsel for the parties and in the facts and circumstances of the case as stated above, this Court is inclined to enlarge the petitioner on bail. The petitioner is directed to surrender in the Court below within a period of four weeks from today and in the event of his arrest or surrender in connection with Kudhani (Turki O.P.) P.S. Case no. 339 of 2019 he will be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge- 14th, Muzaffarpur. subject to the conditions as laid down under section 438(2) of the Cr.P.C.

(Sunil Kumar Panwar, J)

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