

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.53259 of 2022

Arising Out of PS. Case No.-364 Year-2021 Thana- NAANPUR District- Sitamarhi

1. TRIPIT MANDAL S/O BIRJU MANDAL Residents of village Kharka, Police station Nanpur District Sitamarhi
2. Anita Devi Wife of Tripit Mandal Residents of village Kharka, Police station Nanpur District Sitamarhi
3. Rajesh Kumar Mandal @ Rajesh Mandal S/O Tripit Mandal Residents of village Kharka, Police station Nanpur District Sitamarhi

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ashok Kumar Jha
For the Opposite Party/s : Mr.Arun Kumar Pandey

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 14-12-2022 Heard learned counsel for the parties.

The petitioners apprehend their arrest in connection with Nanpur P.S. Case No.364 of 2021, registered for the offences punishable under Sections 363, 366(A) and 34 of the Indian Penal Code.

Learned counsel for the petitioners submits that petitioners are innocent and have falsely been implicated in the present case. The petitioners have got no criminal antecedent as stated in paragraph-3 of the bail application. It is further submitted that there is general and omnibus allegation against the petitioner. The specific allegation is against the son of petitioner no.1, Rakesh Mandal who abducted the minor girl of



the informant. It is submitted that statement of the victim was recorded under Section 164 Cr.P.C. in which she has not supported the prosecution case.

Learned APP for the State opposed the prayer for anticipatory bail of the petitioners.

Considering the facts that no specific overt act is alleged against the petitioners and the petitioners are father, mother and brother of the co-accused, Rakesh Mandal, let petitioners, above named, in the event of their arrest or surrender before the learned court below within a period of six weeks from today, be enlarged on bail on furnishing bail bonds of Rs.25,000/- (rupees twenty five thousand) each with two sureties of the like amount each to the satisfaction of learned Additional District Judge-VI, Sitamarhi in connection with Nanpur P.S. Case No.364 of 2021, subject to the conditions laid down under Section 438(2) of the Code of Criminal Procedure.

(Anjani Kumar Sharan, J)

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