

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.20243 of 2023

Arising Out of PS. Case No.-837 Year-2022 Thana- SARAIYA District- Muzaffarpur

Kedali Devi W/O Raju Sahni Resident Of Village- Amaitha, P.S- Saraiya
(JAITPUR O.P), Distt.- Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Manoj Kumar

For the Opposite Party/s : Mr.Braj Kishore Pd.(App)

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 19-05-2023 Heard learned counsel for the petitioner and

learned APP for the State.

The petitioner has prayed for regular bail in a case registered for the offence punishable under sections 363, 366A/34 of the Indian Penal Code.

As per FIR, the allegation against the petitioner along with co-accused persons is that they forcibly kidnapped her daughter.

Learned counsel for the petitioner submits that the petitioner is innocent and has committed no offence. she has falsely been implicated in this case due to dirty village politics. There is no specific allegation of kidnapping attributed against the petitioner rather general and omnibus



allegation attributed against her and FIR has also been lodged after delay of five days. It is apparent from the impugned order wherein the victim has not stated about the complicity of the petitioner in this alleged occurrence. She has got no criminal antecedent. It is further submitted that the petitioner is languishing in judicial custody since 14.12.2022.

Learned APP appearing for the state has opposed the prayer of regular bail.

Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as custody of the petitioner, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Saraiya (Jaitpur O.P.) P.S. Case No. 837 of 2022 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate-IV, West Muzaffarpur.

(Sunil Kumar Panwar, J)

Manishkumar/-

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