

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27801 of 2023

Arising Out of PS. Case No.-275 Year-2022 Thana- CHAPRA RAIL P.S. District- Saran

NITESH KUMAR @ NITESH PASWAN @ NITESH KR. Son of Mangal
Paswan Resident of village-Awapur, Police Station-Pupri, District-Sitamarhi

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Smiti Bharti, Advocate
For the Opposite Party/s : Mr.Bishweshwar Ram, APP

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 07-06-2023 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks regular bail in connection with
Chapra Rail P.S. Case No.275 of 2022, lodged on 07.12.2022
under Sections 363 and 366A of the Indian Penal Code.

3. As per the prosecution case, the informant has
made allegation against two named accused persons including
the petitioner that they have kidnapped his wife when they were
moving on the train.

4. Learned counsel for the petitioner submits that
from the contents of the FIR it is transpired that the wife of the
informant is majour. He further submits that there was love
affair between the petitioner and the alleged victim and with
consent they both were eloped but subsequently recovered. It is



further submitted that it is not a case of kidnapping. He further submits that the antecedent of the petitioner is clean and he is in custody since 26.12.2022.

5. Learned APP for the State opposes the prayer for bail of the petitioner.

6. In the present facts and circumstances of this case and the submissions made above, let the petitioner above named, be granted bail on furnishing bail bonds of Rs.30,000/- (Rupees Thirty thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-VI Exclusive Special Judge (POCS Act), Saran at Chapra in connection with Chapra Rail P.S. Case No. 275 of 2022, subject to the conditions as laid down under Section 437(3) of Cr.P.C.

(Dr. Anshuman, J)

Ashwini/-

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