

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.28662 of 2022**

Arising Out of PS. Case No.-323 Year-2018 Thana- BAHADURPUR District- Darbhanga

MD. PEYARE NADEF @ PEYARE NADAF S/o Rafique Nadaf Resident of  
Village- Dhenaila Teralahi, P.S.- Bahadurpur, District- Darbhanga.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Ms. Maruti Kumari, Advocate

For the Opposite Party/s : Mr. Binod Kumar, APP

**CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA**  
**ORAL ORDER**

3      18-01-2023                      Heard learned counsel for the petitioner and  
  
learned A.P.P. for the State.

The petitioner seeks bail in a case registered for  
the offences punishable under Sections 363, 366(A) and 34  
of the Indian Penal Code.

Learned counsel for the petitioner submits that  
petitioner is in custody since 07.03.2022 and is a person  
with clean antecedent and the informant alleges that his  
daughter was kidnapped by five named accused persons,  
including the petitioner, further co-accused Rafeeqe  
Naddef and Haseem Naddef gave assurance to return his  
daughter in a Panchayati but later resiled, it is next alleged  
that the alleged occurrence took place on account of



previous land dispute with Rafeeqe Naddef.

Learned counsel for the petitioner submits that petitioner has been falsely implicated in the present case, it is next submitted that there is a delay of seven days in instituting the FIR, it is next submitted that the parties have compromised as would be evident from Annexure-4 and the alleged victim after coming back though had supported the case of the prosecution in her statement recorded under Section 164 Cr.P.C. that she was forcefully taken away and thereafter was made to marry with the petitioner, but thereafter she married one Jagadnandan Paswan and is also a mother of the child. It is next submitted that the victim was examined by deceased where her age was assessed in between 18-19 years. The learned counsel at the cost of repetition submits that the parties have compromised as would be evident from Annexure-4 and the victim has already married another person.

Learned A.P.P. for the State opposes the prayer for bail of the petitioner.

Considering the submission made by the learned counsel for the petitioner, the petitioner above named be



released on bail on furnishing bail bond of Rs. 10,000/-  
(Rupees Ten Thousand) with two sureties of the like amount  
to the satisfaction of the learned trial court where the case is  
pending/successor court in connection with Bahadurpur P.S.  
Case No. 323 of 2018

**(Satyavrat Verma, J)**

Shivam/-

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