

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.37724 of 2023

Arising Out of PS. Case No.-427 Year-2021 Thana- TURKAULIYA District- East
Champaran

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Chandan Sahani @ Nikhil Kumar S/O Madan Choudhary R/O Village-
Majuraha, P.S- Raghunathpur, Distt.- East Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sanjay Kumar

For the Opposite Party/s : Ms. Sangeeta Sharma

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 31-07-2023 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in a case
registered for the offences punishable under Sections
363/366(A) of the Indian Penal Code.

3. As per the prosecution case, the allegation
against the petitioner is that he along with other co-accused
person has kidnapped the daughter of the informant.

4. Learned counsel for the petitioner submits that
the petitioner is innocent and has falsely been implicated in this
case. The allegation levelled against the petitioner is not
specific rather general and omnibus in nature. The petitioner is
maternal uncle of the co-accused Arbind Kumar. He submits
that the statement of the victim was recorded under Section 164



of Cr.P.C., in which she has not supported the prosecution case. He further submits that the Medical Board has found the age of the victim between 17½ to 18½ years. Petitioner has no criminal antecedent as mentioned in para-3 of this application.

5. Learned APP for the State opposes prayer for anticipatory bail.

6. Considering the facts and circumstances of the case and the statement of the victim u/s 164 of Cr.P.C., let the above named petitioner, be released on bail, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned Court below where the case is pending/successor Court in connection with Turkauliya (Raghunathpur O.P.) P.S. Case No. 427 of 2021, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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