

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40083 of 2023

Arising Out of PS. Case No.-730 Year-2022 Thana- RAMPUR District- Gaya

Mustafa Khan @ Mustafqha Khan Son Of Munna Khan R/O- Panchayati
Akhara Banke Gali Ps- Kotwali Dist- Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ajay Kumar Sinha

For the Opposite Party/s : Mr.Gauri Shankar Gupta

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 23-08-2023 Heard learned counsel for the petitioner and learned
APP for the State.

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

3.Allegation against the petitioner is that he abducted
the daughter of the informant with the help of his sister.

4.Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. He has
falsely been implicated in this case due to ulterior motive. It is
further submitted that the victim was recovered and her
statement was recorded under Section 164 of the Cr.P.C., in
which she has not whispered any complicity of the petitioner
rather she stated that she went out of her own sweet will with



the petitioner and solemnized marriage in Jaipur. A statement has been made in para-3 of this petition that the petitioner has got no criminal antecedent. Moreover, he is languishing in judicial custody since 14.02.2023.

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

6. 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 Rampur P.S. Case No. 730 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 Sessions Judge-1st Gaya.

(Sunil Kumar Panwar, J)

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