

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.42831 of 2023

Arising Out of PS. Case No.-402 Year-2022 Thana- BYPASS District- Patna

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KUNDAN SAW @ KUNDAN PRASAD GUPTA S/o- SHIV BALI SAW
Village- Mauja Bigha Chuavar Ps- Imamganj Dist- Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Praveen Kumar, Advocate

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

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 11-08-2023 1. Heard learned counsel for the petitioner and
learned A.P.P. for the State.

2. The petitioner apprehends his arrest in connection
with Bypass P.S. Case No. 402 of 2022 registered for the
offences punishable under Sections 366(A) and 34 of the Indian
Penal Code.

3. Learned counsel for the petitioner submits that the
petitioner is a person with clean antecedent and the informant
alleges that his minor daughter was missing since 19.09.2022
and during inquiry it transpired that petitioner along with his son
Suraj and wife Sunita Devi enticed her away for purposes of
marriage.

4. Learned counsel for the petitioner submits that the
petitioner has been falsely implicated in the present case being



father of Suraj, it is next submitted that victim and Suraj have already solemnized their marriage on 08.12.2022. It is further submitted that Suraj is in custody and his mother was also arrested and sent to jail but the learned counsel does not have instruction whether she has been enlarged on bail or not, it is next submitted that petitioner did not have any inkling even that Suraj and victim were in love and they eloped.

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

6. Considering the submissions made by the learned counsel for the petitioner, the petitioner above-named, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten 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 Bypass P.S. Case No. 402 of 2022 subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

(Satyavrat Verma, J)

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