

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.66250 of 2023

Arising Out of PS. Case No.-24 Year-2021 Thana- KHUDWA District- Aurangabad

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1. RAJ KUMAR @ RAJ KUMAR PANDEY SON OF BINDESHWARI PANDEY RESIDENT OF VILLAGE - PANDEY BIGHA, POLICE STATION - AMBA, DISTRICT - AURANGABAD
 2. RAJANI KANT KUMAR @ RAJNIKANT KUMAR TIWARY SON OF SRI NIWAS TIWARY RESIDENT OF VILLAGE - SONBARSA, POLICE STATION - AMBA, DISTRICT - AURANGABAD
 3. SUMAN KUMARI @ SUMAN DEVI DAUGHTER OF SRINIWAS TIWARY RESIDENT OF VILLAGE - SONBARSA, POLICE STATION - AMBA, DISTRICT - AURANGABAD
 4. BIBHA DEVI WIFE OF SRINIWAS TIWARY RESIDENT OF VILLAGE - SONBARSA, POLICE STATION - AMBA, DISTRICT - AURANGABAD

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR
2. ATUL SHARMA SON OF LATE SATYA NARAYAN SINGH RESIDENT OF VILLAGE - DIHURI, POLICE STATION - KHUDWAN, DISTRICT - AURANGABAD

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Kamendra Pd. Singh, Advocate
For the Opposite Party/s : Mr. Rita Verma, Addl. Public Prosecutor

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 18-10-2023 Heard learned counsel for the petitioners and the

State.

2. Petitioners apprehend arrest in a case registered for



the offence punishable under sections 366(A) and 34 of the Indian Penal Code.

3. As per the prosecution case, co-accused Rajesh Tiwary kidnapped the minor daughter of the informant, and these petitioners are alleged to have assisted the co-accused Rajesh Tiwary.

4. It is submitted on behalf of the petitioners that the victim, in her statement recorded under Section 164 Cr. P.C., has denied the prosecution case and stated that she, out of her own will, has solemnized marriage with co-accused Rajesh Tiwary.

5. Learned counsel for the State opposes the bail petition of the petitioners.

6. Considering the statement of the victim recorded under section 164 Cr. P. C and circumstances of the case, in the event of arrest or surrender within six weeks from today, let the petitioners, as named above, be enlarged on bail on furnishing bail bond of Rs.10,000/-(ten thousand) each with two sureties of the like amount each to the satisfaction of the learned Additional Sessions Judge-VI-cum-Exclusive Special Judge , POCSO Act, Aurangabad in connection with Khudwan P.S. case No. 24 of 2021 , subject to the conditions laid down



under section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

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