

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.69301 of 2023

Arising Out of PS. Case No.-201 Year-2023 Thana- KHAIRA District- Saran

Putul Kumar Son Of Madan Mahto Resident of Village - Fardpura, Police
Station - Khaira, District - Saran

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Avnish Kumar Singh, Advocate

For the Opposite Party/s : Dr. Kumar Uday Pratap, APP

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

3 20-12-2023 1. Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner has preferred this application for
grant of regular bail in connection with Khaira P.S. Case No.
201 of 2023 registered under sections 363 and 366A of the
Indian Penal Code.

3. As per prosecution case, the informant states that
her 15 year old minor daughter who went out to ease herself did
not return. She was kidnapped by the petitioner for the purpose
of marriage.

4. Learned counsel for the petitioner submits that the
petitioner has been falsely implicated in the case. The daughter
of the informant returned and in her statement recorded under
section 164 Cr.P.C she has not supported the prosecution case.



There is an inordinate delay of nine days in lodging of the F.I.R and the petitioner is in custody since 18.7.2023. The victim refused to undergo medical examination. Charge-sheet has been submitted in the case.

5. The application for bail is opposed by learned APP for the State.

6. Having heard learned counsel for the parties and taking into consideration the material that has transpired against the petitioner in course of investigation, the contents of the statement of the victim recorded under section 164 Cr.P.C, delay in lodging of the F.I.R, the petitioner having remained in custody for more than 5 months since 18.7.2023 and charge-sheet having been submitted in the case. The petitioner is directed to be enlarged on bail in connection with Khaira P.S. Case No. 201 of 2023, on furnishing bail bond of Rs. 10,000- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Judicial Magistrate-1st Class, Saran at Chapra.

(Partha Sarthy, J)

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