

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.67858 of 2022**

Arising Out of PS. Case No.-35 Year-2021 Thana- BENIPATTI District- Madhubani

Ashutosh Kumar Chaudhary @ Bittu S/o Pawan Chaudhary @ Naresh Kumar
Chaudhary R/v- Pali Katahi Tole, P.S.- Benipatti, District- Madhubani

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr. Gagandeo Yadav, Advocate

Mr.Ravi Prakash, Advocate & Mr.R.Kumar, Advocate

For the State

Mr.Syed Mojibur Rahman, Addl Public Prosecutor

**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER**

3 14-03-2023

Heard learned counsel for the petitioner and the State.

The petitioner apprehends arrest in a case registered for the offence punishable under sections 366, 323, 379,504/34 of the Indian Penal Code.

As per the prosecution case, this petitioner kidnapped daughter-in-law of the informant.

Learned counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in this case. The victim in her statement recorded under section 164 Cr. P. C. has denied the prosecution case and has stated that due to torture of her husband, she left her matrimonial house. Thereafter, petitioner forcibly took her to Delhi and after sometime she returned to Bettiah by bus. There is no allegation of sexual assault or misbehave against this petitioner.



Considering the statement of the victim, prayer for bail of the petitioner is allowed. In the event of arrest/surrender within six weeks from today, let the petitioner mentioned above be enlarged on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Additional Chief Judicial Magistrate II, Benipatti, Madhubani in Benipatti Police Station Case No. 35 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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