

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4195 of 2024

Arising Out of PS. Case No.-286 Year-2022 Thana- KUSHESHWARASTHAN District-
Darbhanga

Mithilesh Chaupal @ Bhulla Son of Shiv Shankar Chaupal R/o vill - Laranch,
P.S. - Kusheshwarasthan, Distt. - Darbhanga

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Girish Chandra Jha

For the Opposite Party/s : Mr.Arun Kumar

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 21-03-2024 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 section 363,
365, and 34 of the Indian Penal Code.

3. As per FIR, the informant alleged that the
petitioner and co-accused persons abducted her daughter due
to ulterior motives.

4. Learned counsel appearing on behalf of the
petitioner has submitted that petitioner is innocent and has
committed no offence. He has falsely been implicated in this
present case merely on the basis of suspicion. As per Para-27
of the Case Diary, statement of the victim was recorded under
Section 161 of the Cr.P.C., wherein she has stated that she



went with this petitioner with her own sweet-will later on her statement was also recorded under Section 164 of the Cr.P.C., which is annexed with Case Diary, wherein she has stated that the petitioner threatened her of dire consequences and took her to Delhi where he kept her in a room but she has not stated about any wrong doing against the petitioner. The petitioner has got no criminal antecedent. Moreover, he is languishing in judicial custody since 14.09.2023.

5. Learned APP appearing for the State has vehemently opposed the prayer of Bail.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as judicial custody, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Kusheshwar Asthan P.S. Case No. 286 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 S.D.J.M. Biraul, Darbhanga.

(Sunil Kumar Panwar, J)

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