

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21330 of 2024

Arising Out of PS. Case No.-44 Year-2016 Thana- SAHEBGANJ District- Muzaffarpur

SUNIL KUMAR SON OF RAMJANAM DAS R/O-GULARGAWA, SIWAN
CHAINPUR, P.S.-SAHEBGANJ, DISTT.-MUZAFFARPUR

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Raju Kumar, Adv.

For the Opposite Party/s : Mr.Ajay Kumar No. 2, APP

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 02-04-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks regular bail in connection with
Sahebganj P.S. Case No.44 of 2016, lodged under Sections 363
and 366(A) of the I.P.C.

3. As per the prosecution case, the F.I.R. has been
lodged against four named accused persons including the
petitioner against whom there is allegation that they have
kidnapped the informant's daughter.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. He submits
that the said victim girl has been recovered and she has narrated
her statement under section 164 of Cr.P.C. against the petitioner
which he has annexed vide Annexure-2. Counsel submits that



but situation subsequent to this F.I.R. is same and marriage between the petitioner and victim has been solemnized and they are living happily and in this regard, an affidavit has been brought on record vide Annexure-19 of the bail petition. From their married life, they have one girl child aged about 4 years 6 months.

5. Counsel for the petitioner submits that petitioner is in custody since 20.12.2023 having clean antecedent and charge-sheet has already been submitted in this case.

6. Learned counsel for the State opposes the prayer for bail.

7. In the present facts and circumstances of this case and the submissions made above, let the petitioner above named, be granted **provisional bail** on furnishing bail bonds of Rs.30,000/- (Rupees Thirty thousand) with two sureties of the like amount each to the satisfaction of learned J.M. 1st, Muzaffarpur in connection with Sahebganj P.S. Case No.44 of 2016, subject to the following conditions as laid down under Section 437(3) of Cr.P.C.

8. However, trial court is directed to confirm the bail of the petitioner on production of the Registered Marriage Certificate from the Marriage Registrar within 3 months. If the



said marriage certificate shall not be produced within 3 months,
the provisional bail granted to him, shall be cancelled.

9. With the aforesaid direction, the present bail
application stands disposed off.

(Dr. Anshuman, J.)

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