

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.32791 of 2024

Arising Out of PS. Case No.-160 Year-2014 Thana- MAHISHI District- Saharsa

Muninder Singh @ Narendra Sah Son of Darbari Singh Resident of Village
Kotha P.S. Katra District- Shahjahanpur (Uttar Pradesh)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Diwakar Prasad Singh, Advocate

For the Opposite Party/s : Mr. Uma Shankar Prasad Singh, APP

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

- 3 28-06-2024 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 Mahishi P.S. Case no.
160 of 2014 registered under sections 366A and 34 of the Indian
Penal Code.
3. As per the prosecution case, the minor daughter of
the informant was kidnapped and taken away for the purpose of
marriage. She was married to the petitioner. The informant
states that inspite of search she was not to be found.
4. Learned counsel for the petitioner submits that the
petitioner has been falsely implicated in the case. From the
contents of the F.I.R it would transpire that the person who took
away the daughter of the informant was Umesh Sah and not the
petitioner. Though the daughter of the informant was married to
the petitioner, however the marriage has since broken down.



The petitioner is in custody since 23.2.2020 and undertakes to cooperate in the trial.

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

6. Having heard learned counsel for the parties and having perused the material on record, not only the petitioner is named in the F.I.R by the informant stating that his minor daughter was married to the petitioner but in her statement under section 164 Cr.P.C, the age of the victim was assessed to be 15 years and she has made direct allegation against the petitioner and others of having committed rape upon her. She has also been examined in course of trial. As per the report from the learned trial Court, the trial is expected to conclude within a period of 6 months.

7. In the facts and circumstances of the case, the Court is not inclined to enlarge the petitioner on bail and the application is rejected.

8. The learned trial Court is directed to expedite the trial.

(Partha Sarthy, J)

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