

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.72402 of 2023

Arising Out of PS. Case No.-73 Year-2023 Thana- ALIPUR District- Gaya

Nitish Yadav @ Nitish Kumar Son Of Uday Yadav Vill-Bandhubigha Ps-
Sakurbad Dist-Jehanabad

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Indu Shekhar Dwivedi

For the Opposite Party/s : Mr.Bharat Lal

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 31-01-2024 Heard learned counsel for the petitioner and

learned APP for the State.

The petitioner has filed the instant application
for grant of regular bail in a case registered for the
offences punishable under Sections 366(A)/34 of the
Indian Penal Code.

As per the allegation in the F.I.R., informant's
daughter went to market. In the meantime, co-accused
Subodh Yadav abducted her. Allegation against the
petitioner and other co-accused persons is that they
were also involved in the alleged offence.

It is submitted by learned counsel for the



petitioner that the petitioner is innocent and being the brother of co-accused Subodh Yadav, he has falsely been implicated in the present case. Victim has not whispered about the complicity of petitioner in her abduction, in her statement, recorded under Section 164 of Cr.P.C. She has stated that she went to Tekari bus stand without informing anyone and she called Subodh Yadav. She went to Mumbai with him, with her own sweet. After spending 3-4 days, they went to Jharkhand. Moreover, the petitioner is languishing in judicial custody since 18.06.2023. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent.

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

Having heard learned counsel for the parties and taking into consideration the facts and circumstances of the case as well as period of custody, this Court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on



bail in connection with Alipur P.S. Case No. 73 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 Additional Chief Judicial
Magistrate, VI, Gaya.

(Sunil Kumar Panwar, J)

Nirajkrs/-

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