

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.74832 of 2023

Arising Out of PS. Case No.-115 Year-2023 Thana- CHAUSA District- Madhepura

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AJAY SHARMA @ AJAY KUMAR SON OF SAMLI SHARMA VILLAGE-
PHUALUT PASCHIMI P.S. -CHAUSA (PHUALUT), DISTRICT-
MADHEPURA

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Dr. Sanjay Kumar Singh
For the Opposite Party/s : Mr. Nityanand

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**CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND
MALVIYA**

ORAL ORDER

3 21-02-2024 Heard learned counsel appearing on behalf
of the parties.

2. The petitioner seeks bail in connection with
Chausa (Fulaut) P.S. Case No.115 of 2023 registered for the
offence under Sections 366(A)/34 of the Indian Penal Code.

3. The allegation against the petitioner is to
have kidnapped the minor daughter of the informant for the
purpose of marriage, along with other co-accused persons.

4. Learned counsel appearing on behalf of the
petitioner has submitted that petitioner has falsely been
implicated in the present case. It is submitted that the allegation
against this petitioner is general and omnibus and not specific
against this petitioner. It is also submitted that as per FIR, there



is no eye-witness of the occurrence. It is also submitted that the victim has already stated in her statement that she went away and performed her marriage with Bhim Kumar Sharma on her own sweet will. It is also submitted that similarly situated co-accused person, namely, Alkha Sharma has already been granted bail by learned court below itself. It is further submitted that the petitioner is a man of clean antecedent and he is in custody since 04.05.2023.

5. Learned APP appearing for the State, opposes the prayer for bail of the petitioner.

6. Considering the facts and circumstances and submissions made on behalf of the petitioner, let the petitioner, above named, is directed to be released on bail in connection with Chausa (Fulaut) P.S. Case No.115 of 2023 on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned S.D. J. M., Udakishunganj, Madhepura.

(Ramesh Chand Malviya, J)

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