

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.82314 of 2023

Arising Out of PS. Case No.-79 Year-2022 Thana- DUMRAO District- Buxar

Rehan Khan @ Kalim Mohammad, S/O Salim Khan @ Mohammad Salim
Pawari R/O Village- Gosala Road, Dumraon Ward No. 8, P.S.- Dumraon,
Dist.- Buxar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Dimpal Kumari, Adv.

For the Opposite Party/s : Mr. Kanhiya Kishor, APP

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

3 05-03-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks regular bail in connection with
Dumraon P.S. Case No. 79 of 2022, lodged on 15.02.2022 under
Sections 363, 365 of the Indian Penal Code.

3. As per the prosecution case, FIR has been lodged
against the sole petitioner against whom there is an allegation of
kidnapping of the informant's daughter.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. Counsel
also submits that the alleged victim girl has been recovered and
she has narrated in her statement before the police as well as
before the Trial Court under section 164 of Cr.P.C. Counsel



further submits that in the rejection order, it has been acknowledged that she is pregnant of 35 weeks and she has also refused for medical examination.

5. Learned counsel for the petitioner submits that the criminal antecedent of the petitioner is clean and he is in custody since 06.02.2023. Counsel further submits that charge-sheet has already been filed in this case.

6. Learned APP for the State opposes the prayer for bail of the petitioner.

7. In the present facts and circumstances of this case and the submissions made above, **let the petitioner above named be granted bail, but only after framing of charge, if not framed** on furnishing bail bonds of Rs.30,000/- (Rupees Thirty thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Buxar in connection with Dumraon P.S. Case No. 79 of 2022, subject to the conditions as laid down U/s 437(3) Cr.P.C.

(Dr. Anshuman, J.)

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