

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.86620 of 2024

Arising Out of PS. Case No.-98 Year-2018 Thana- FATEHPUR District- Gaya

Umesh Prasad Yadav S/O Dahu Mahto R/O Vill.- Telni, P.S-Fatehpur, District
- Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Mrigendra Kumar, Advocate

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

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 18-12-2024 Heard learned counsel for the petitioner and learned APP
for the State.

2. Petitioner is apprehending his arrest in connection with
Fatehpur P.S. Case No.98 of 2018, registered for the offence
punishable u/s 366(A)/ 34 of IPC.

3. Allegedly, petitioners along with other co-accused
persons have kidnapped the minor daughter of the informant.

4. It is submitted by learned counsel for the petitioner that
petitioner is quite innocent and has not committed any offence.
He has been falsely implicated in this case. Though, the case is
of the year 2018, but it is submitted that petitioner has
solemnized marriage with the victim and has two children from
their wedlock. Victim is residing with the petitioner. It is further
submitted that victim and petitioner are in love and victim has



left her parental home on her own choice. Petitioner has no criminal antecedent as mentioned in para 3 of the bail application.

5. Learned APP for the State opposed the prayer for bail by submitting that the petitioner is involved in the kidnapping of minor daughter of the informant.

6. Considering the aforesaid facts and circumstances and the nature of allegation, I am not inclined to enlarge the petitioner on bail. The prayer for grant of anticipatory bail on his behalf is hereby rejected.

7. This application is accordingly dismissed.

8. However, petitioner is at liberty to surrender before the learned Court below within six weeks from today and seek regular bail and the learned Court below would pass the order, preferably, on the same day, in accordance with law, without being prejudiced of this order considering the fact that petitioner has solemnized marriage with the victim and has 2 children from their wedlock.

(Anjani Kumar Sharan, J)

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