

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.86147 of 2023

Arising Out of PS. Case No.-10 Year-2021 Thana- ANGARH District- Purnia

Mujtaba Alam Alias Md Mujtaba son of Abdul Hameed Village panki, P.S.
Routa, District - Purnea

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. N.K.Agrawal, Sr.Adv. Mr.Ram Prawesh Kumar
For the Opposite Party/s	:	Ms.Sucheta Yadav

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

4 21-06-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks bail in a case registered for
offence punishable under Sections 363, 366 of the Indian Penal
Code.

3. As per F.I.R., the allegation against petitioner is that
he forcibly kidnapped daughter of the informant for the purpose
of marriage.

4. Learned counsel for the petitioner submits that
petitioner has been falsely implicated in this case due to village
politics. There is delay of 10 days in lodging the F.I.R. and no
satisfactory explanation has been given for such undue delay.
He further submits that the victim is major and she voluntarily



fled away with his lover after taking the jewellery worth Rs. One lac from the house. No case under Section 363 I.P.C. is made out against this petitioner. Petitioner is in custody since 05.10.2023.

5. However, learned A.P.P. for the State vehemently opposes the prayer for bail and submits that there is specific and direct allegation of kidnapping against petitioner. During investigation, it has come that there was active conversation between the petitioner and the victim girl.

6. Considering the aforesaid facts and circumstances, the prayer for bail of petitioner is rejected.

(Prabhat Kumar Singh, J)

anay

U		T	
---	--	---	--

