

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.39149 of 2013

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Kumod Chaudhary S/O Chalitar Choudhary Resident Of Village- Kabirpur
Police Station- Salukha, District- Saharsa

.... Petitioner/s

Versus

The State Of Bihar

.... Opposite Party/s

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR
SINGH
ORAL ORDER

02/ 24-12-2013

Learned counsel for the petitioner is

permitted to make necessary correction in the prayer
portion.

Heard learned counsels for the petitioner and
the State.

The petitioner is apprehending his arrest in a
case registered for the offences punishable under
Sections 366A and 363/34 of the Indian Penal Code.

The accusation is of kidnapping the minor
daughter of the informant.

In 164 Cr.P.C. statement the victim got her
age recorded as 19 years when the court has assessed as
15 years where she has stated that she of her own has
married with the petitioner. The impugned order reflects
that during medical examination the victim has been
found aged about between 17 to 19 years.

Considering the assessment of the age of the victim and her 164 Cr.P.C. statement, let the above named petitioner be released on anticipatory bail in the event of her arrest or surrender before the learned court below within a period of twelve weeks from today, on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Saharsa in connection with Salukha P.S. Case No. 36 of 2012, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Dinesh Kumar Singh, J.)

DKS/