

**IN THE HIGH COURT OF JHARKHAND AT RANCHI**  
**B. A. No. 6637 of 2014**

....  
Anand Thakur ..... Petitioner  
Versus  
The State of Jharkhand .... Opposite Party

....  
**CORAM: HON'BLE MR. JUSTICE APARESH KUMAR SINGH**

....  
For the Petitioner : M/s Swami Nath Prasad Rai & Anurag Kashyap  
For the Opposite Party : A.P.P.  
....

02/26.09.2014        Heard learned counsel for the petitioner as well as learned Additional Public Prosecutor for the State.

Petitioner is said to be in custody since 10.06.2014 in connection with Borio P.S. Case No. 164 of 2014 corresponding to G. R. No. 340 of 2014 for the offence under Section 366 of the Indian Penal Code pending in the Court of learned Judicial Magistrate, 1<sup>st</sup> Class, Sahibganj.

Learned counsel for the petitioner submits that allegation of kidnapping has been made. Date of occurrence is said to be 06.06.2014 and the FIR was registered on 08.06.2014. The victim girl, upon her appearance, made statement under Section 164 of the Cr.P.C. on 10.06.2014 that she had gone with the petitioner on her own volition and she wants to marry him. She has further stated that she wants to marry the petitioner contrary to the decision of her family members including the informant, who is her brother. She has stated that she does not want to live with her parents rather she wants to go with the petitioner. It is submitted that the girl is 22 years of age as per the statement recorded under Section 164 of the Cr. P. C. Therefore, the petitioner may be enlarged on bail.

Learned counsel for the State has opposed the prayer for bail of the petitioner.

Having regard to the aforesaid facts and circumstances of the case and the statement made by the girl under Section 164 of the Cr.P.C. and that she is 22 years of age, petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand Only) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, 1<sup>st</sup> Class, Sahibganj in connection with Borio P.S. Case No. 164 of 2014 corresponding to G. R. No. 340 of 2014.

**(Aparesh Kumar Singh, J.)**