

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.41057 of 2014

Arising Out of PS.Case No. -49 Year- 2014 Thana -BHAGWANPUR District- BEGUSARAI

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Ram Lakhan Paswan son of Kiro Paswan resident of Village- Handalpur,
P.S.- Bhagwanpur, District- Begusarai.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Dudh Nath Singh

For the Opposite Party/s : Mr. G.S.Gupta(App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR
SINGH
ORAL ORDER

03/ 23-01-2015

Heard learned counsels for the petitioner and
the State.

The petitioner is languishing in custody since
09.06.2014 in a case registered for the offences punishable under
Section 364 of the Indian Penal Code.

It is alleged that eight years old niece of the
informant went missing on 06.03.2014. The FIR was lodged
against unknown. During course of investigation one Laxman
Sahni for the first time deposed that the victim Rani Kumari was
kidnapped by Basanti Devi and the victim was kept in the house of
Bina Devi. The witness Pramod Paswan stated in para 12 of the
case diary that Basanti Devi took the victim to the house of Bina
Devi with conspiracy of this petitioner. In para 13 of the case diary

Amarjeet Sahni and in para 14 Ram Pravesh Mochi have stated that the petitioner was also involved in kidnapping. In para 23 of the case diary Silvant Kumar has stated that Basanti Devi, Gayatri Devi and Bina Devi took the victim to the house of this petitioner. Para 68 of the case diary reflects confession of the petitioner that above three ladies brought the victim to his house.

It is submitted by learned counsel for the petitioner that the polygraph test of the petitioner was made when all the questions framed during polygraph was answered in negative, hence, the involvement of the petitioner cannot be, prima facie, appears to be true.

Considering the aforesaid facts, let the above named petitioner, be released on bail on furnishing bail bonds of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, Ist Class, Begusarai in connection with Bhagwanpur P.S. Case No. 49 of 2014.

(Dinesh Kumar Singh, J)

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