

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.42040 of 2015

Arising Out of PS.Case No. -137 Year- 2015 Thana -BIHRA District- SAHARSA

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Santosh Kumar Son of Shri Nand Lal Ray R/o Village Mohiuddin Nagar Chakla, P.S. Mohiuddin Nagaqr, District Samastipur at present residing a Bhartiya Nagar, Ward No 27, Saharsa, P.S. Saharsa, District Saharsa

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Veena Kumari Jaiswal

For the Opposite Party/s : Mr. S.N.Shukla (App)

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 15-10-2015

Heard learned counsel for the petitioner and the State.

The petitioner seeks bail in a case instituted under Section 366A/34 of the Indian Penal Code and 8 of the Protection of Children for Sexual Act.

Allegation against the petitioner is of kidnapping sister of the informant and also giving threatening to his mother for not to give evidence in the earlier case of kidnapping.

It has been submitted on behalf of the petitioner that he has got no criminal antecedent. He is in custody since 28.6.2015. Chargesheet has been submitted in the case. There is no allegation of tampering of evidence against the petitioner. The victim has been examined under Section 164 of the Code of Criminal Procedure in which she has not named this petitioner.

On behalf of the State, it is submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, let the above named petitioner be released on bail on furnishing bail bond

of Rs. 10,000/- (Ten thousand only) with two sureties of the like amount each to the satisfaction of learned 1st Additional District and Sessions Judge-cum-Special Judge under POSCO Act, Saharsa , in connection with Behra P.S. Case no. 137 of 2015 (POSCO Case no. 19 of 2015).

(Sudhir Singh, J)

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