

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.42058 of 2013

Arising Out of PS.Case No. -5 Year- 2001 Thana -SIKTI District- ARRARIA

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Upendra Mahto @ Dhanraj Mahto, Son Of Late Amin Mahto, Resident Of
Village - Aulabari, P.S.- Sikti, District-Araria

.... Petitioner/s

Versus

The State Of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ramesh Kumar Singh, Advocate

For the Opposite Party/s : Mr. Kanhiya Kishore(APP)

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CORAM: HONOURABLE THE CHIEF JUSTICE

ORAL ORDER

3 10-04-2015 The petitioner was shown as accused in Sikty P.S. Case

No.005 of 2001, wherein offence referable to Section 364 of the

I.P.C. was alleged.

The informant stated that his son, who slept in the house
on 24.1.2001, was not found in the morning and he suspected
involvement of the petitioner and another in kidnapping of his son
on account of existing land dispute. The case was registered and
the petitioner was arrested on 5.1.2013. He filed petition bail
petition vide S.T. No.133 of 2013 in the court of the 1st Additional
Sessions Judge, Araria. The same was dismissed on 21.6.2013.
Hence, this application for grant of bail.

Heard learned counsel for the petitioners and learned
A.P.P. for the State.

The allegation, no doubt, is serious in nature. The fact remains that the name of the petitioner in the alleged kidnapping was surfaced and in the statement of the victim boy recorded under Section 161 Cr.P.C., he did not name the petitioner. Hence the application is allowed.

The petitioner, named above, is directed to be released on bail on furnishing the bail bond of Rs.10,000/-(ten thousand) with two sureties of the like amount each to the satisfaction of the learned 1st Additional Sessions Judge, Araria, in connection with Sikty P.S. Case No.005 of 2001 corresponding to S.T. No.133 of 2013.

(L. Narasimha Reddy,CJ)

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