

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.40243 of 2015

Arising Out of PS.Case No. -53 Year- 2014 Thana -NIRMALI District- SUPAUL

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Lalan Mehta @ Lalan Kumar, Son of Ramdeo Mehta, resident of village -
Simri, Police Station - Bhaptiyahi and District - Supaul

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr.

For the Opposite Party : Mr.

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CORAM: HONOURABLE MR. JUSTICE V.N. SINHA
ORAL ORDER

2 07-10-2015 Heard learned counsel for the

petitioner and the State.

Petitioner is apprehending his arrest in connection with a case registered for the offences under Sections 364(A), 120B and 504/34 of the Penal Code. He is not named in the First Information Report lodged against one Sunil Kumar Yadav. The occurrence is said to have taken place between 25-26.05.2014. The victim, however, managed to escape from the captivity of his abductors on 27.05.2014, the date on which the present case was lodged. Victim also recorded his 164 Cr.P.C. statement on the same day. Petitioner is not even named in the 164 Cr.P.C.

statement by the victim. His name has transpired after two days of the occurrence on the basis of the confessional statement of co-accused Umesh Mehta. It is submitted that antecedent of the petitioner is absolutely clean.

Let petitioner, named above, surrender in the court below within four weeks from the date of receipt/production of a copy of this order in the court below, thereafter be released on bail on furnishing bond of Rs. 5,000/- (five thousand) with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Supaul in connection with Nirmali P.S. Case No. 53 of 2014, subject to the conditions as laid down under Section 438(2) of the Cr.P.C., provided his antecedent is clean. Until verification of antecedent of the petitioner, no coercive steps be taken against him. It is made clear that in case antecedent of the petitioner is not clean, he be taken in custody.

(V.N. Sinha, J)

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