

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.54375 of 2015

Arising Out of PS.Case No. -444 Year- 2015 Thana -LAHERIASARAI District- DARBHANGA

Nikhil Kumar @ Nikhil Kumar Kashyap, son of Sri Ganesh Shahni @
Ganesh Prasad Sahani

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Prabhu Narayan Sharma

For the Opposite Party/s : Mr. Parmeshwar Mehta(App)

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH

ORAL ORDER

2 01-12-2015

Heard learned counsels for the petitioner and the
State.

The petitioner is apprehending arrest in a case
registered for the offences punishable under Section 387 of the
Indian Penal Code.

The accusation is of demanding extortion through
mobile and giving threatening of causing acid burn injury to the
daughter of the informant.

It is submitted by learned counsel for the petitioner
that even assuming the accusation, at best, the offence under
section 385 IPC is made out. Even, the impugned order also
does not suggest that it was the petitioner who actually made the
call to the informant. A statement has been made in paragraph 3
of the petition that the petitioner has no criminal antecedent.

The aforesaid facts constitute ground for consideration of prayer for regular bail. Let the learned Court below consider the prayer for regular bail of the petitioner, preferably on the same day, if the petitioner surrenders within a period of six weeks in connection with Laheriasarai P.S. Case No.444 of 2015, pending before the learned CJM, Darbhanga .

With the above observation, this application is, accordingly, disposed off.

(Dinesh Kumar Singh, J)

Ashwini/-

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