

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.24707 of 2016

Arising Out of PS.Case No. -158 Year- 2015 Thana -NIRMALI District- SUPAUL

Umesh Kumar, Son of Gajendra Prasad Gupta, Resident of Village & P.S.-
Nirmali, District- Supaul.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

Appearance:

For the Petitioner : Mr. Manoj Kumar Jha, Advocate

For the Opposite Party : Mr. Amitesh Kumar (App)

CORAM: HONOURABLE MR. JUSTICE KISHORE KUMAR MANDAL
ORAL ORDER

4 24-08-2016 Heard the counsel for the petitioner and Mr. Amitesh
Kumar, APP for the State.

Petitioner apprehends his arrest in Nirmali P.S. Case
No. 158 of 2015 under Sections 363, 365/34 and 120B of the
Indian Penal Code registered on the basis of the statement of the
victim, who was allegedly kidnapped but was released on
intervention of the co-villagers.

It is stated that one accused person was arrested, who
in his confessional statement named the petitioner. Apart from
this, there is no direct evidence against him. In course of
investigation, it has come that owing to the love affairs, the
occurrence was committed, in which the informant after being
kidnapped, was released on the same day. It is further stated that

the petitioner is a book seller and lives close to the lodge where the informant resides. Still he was not named in the FIR. He has no criminal antecedent.

Looking to the facts and circumstances of the case, let the petitioner above named, in the event of arrest/surrender within four weeks from today, be released on bail on furnishing bail bond of Rs. 10,000/- (Rs. Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Sub-Divisional Judicial Magistrate, Birpur in Nirmali P.S. Case No.158 of 2015 subject to the condition that one of the bailors shall be his own/close family member. The petitioner shall appear in person on each date fixed at the trial. In case of default in appearance on two consecutive dates, the trial court shall have liberty to cancel his bail bond.

(Kishore Kumar Mandal, J.)

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