

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.38564 of 2016

Arising Out of PS.Case No. -166 Year- 2004 Thana –DIHRI NAGAR District- SASARAM
(ROHTAS)

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Jogari Ram Son of Late Ram Ashish Ram Resident of village - Karahasi
Milki, P.S. Natwar, Post Purvi Melari, District Rohtas

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Subash Kumar

For the Opposite Party/s : Mr. Pawan Kumar Chaurasiya

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

3 18-11-2016 Heard learned counsel for the petitioner as well as

learned Additional Public Prosecutor for the State.

Petitioner seeks bail in a case registered for the

offences punishable under Section 364 A of the Indian Penal

Code.

Petitioner is not named in the first information report

but in course of investigation, victim stated that after kidnapping

he was kept in the house of this petitioner for a certain period. Co-

accused, Raju Choudhary also named the petitioner in his

confessional statement. No doubt, the present occurrence is said to

have taken place in the year 2004 and petitioner could be

remanded in this case after near about eleven years but submission

on behalf of the petitioner is that petitioner was not aware about the institution of the present case and having more or less similar allegation, several co-accused have already been granted privilege of bail by different Benches of this court. Para-3 of the petition goes to show that petitioner does not have any criminal antecedent and moreover, the victims were recovered from the house of other co-accused.

Considering the aforesaid facts and circumstances as well as submissions of the parties, let the petitioner be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of Additional Sessions Judge-IX, Rohtas, Sasaram in connection with Sessions Trial No. 691 of 2015 arising out of Dehri (Town) P.S. Case No. 166 of 2004, subject to condition that he shall attend the trial court on each and every date in person for the period of nine months or till conclusion of his trial whichever is earlier and if he fails to do so on two consecutive dates without any genuine cause, the learned trial court shall be at liberty to cancel the bail bonds of the petitioner.

(Hemant Kumar Srivastava, J)

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