

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.46476 of 2016

Arising Out of PS.Case No. -115 Year- 2016 Thana -SHEOHAR District- SHEOHAR

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Rajesh Rai Son of Sri Ram Dayal Rai Resident of Village-Kothiyan, P.S.-
Sheohar, District-Sheohar

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Krishna Prasad Singh, Sr. Adv.
Mr. Anuj Kumar

For the State : Mr. Sri Parmanand Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

3 06-12-2016 Heard learned counsel for the petitioner as well as

learned Additional Public Prosecutor for the State.

Petitioner seeks bail in a case registered under

Sections-363, 365, 366, 497, 498 and 379 of the Indian Penal

Code.

Petitioner is named in the first information report

but according to prosecution case itself, the alleged occurrence

took place in the night of 10-07-2016 whereas; the written report

was lodged on 15-07-2016 i.e. after five days of the alleged

occurrence. The informant's son claimed himself to be eye witness

of the alleged occurrence and stated that it was the petitioner and

some unknown persons, who kidnapped his mother. However, in



course of investigation, the statement of one Shivraj Rai and some others was recorded and the aforesaid witnesses stated that although the petitioner was involved in the kidnapping of the victim but in the night of alleged occurrence, he was found present in village after the said occurrence. The investigation against the petitioner has already been completed.

No doubt, the victim is still traceless but considering the above-said facts and circumstances of the case as well as submission of the parties, let the petitioner named above, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each in connection with Sheohar P.S. Case No. 115 of 2016 to the satisfaction of learned Chief Judicial Magistrate, Sheohar.

(Hemant Kumar Srivastava, J)

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