

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.46991 of 2015

Arising Out of PS.Case No. -13 Year- 2015 Thana -BEGUSARAI TOWN District- BEGUSARAI

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Upendra Paswan @ Opi Paswan, son of Anik Paswan resident of Village-
Akha Kurha P.S. Shamho, District- Begusarai.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Karandeep Kumar

For the Opposite Party : Mr. Manish Kumar-II(App)

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CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR MISHRA

ORAL ORDER

3 15-02-2016 Heard learned counsel for the petitioner and the

learned A.P.P. for the State.

The petitioner is accused in connection with
Begusarai Town P.S. Case No. 13 of 2015, registered under
Section 363, 365 and 364/34 of the Indian Penal Code.

The accusation is that on 31.12.2014, victim Raj
Kishore Prasad, brother of the informant, moved from house on
receiving call on his mobile. In the evening, when brother of
informant did not return then attempt was made to contact his
brother on his mobile, which was found switched off. The
informant raised suspicion against the petitioner and others to
kidnap his brother, Raj Kishore Prasad.

Learned counsel appearing on behalf of the

petitioner submits that informant has raised only suspicion against the petitioner and other accused persons named in the F.I.R. with regard to kidnapping of his brother Raj Kishore Prasad. Further submission is that in course of investigation, the Police got recorded the confessional statement of co-accused Rakesh Yadav showing the involvement of this petitioner and others for causing death of Raj Kishore Prasad by fire arm by Mahesh Yadav, except the said confessional statement, there is nothing on the record. The petitioner has got no criminal antecedent, whereas the similarly situated co-accused Rakesh Yadav has already been granted privilege of bail by this Court vide order dated 16.09.2015 passed in Criminal Misc. No. 20666 of 2015. The petitioner is in custody since 07.01.2015.

Having regard to the facts and the circumstances of the case, the petitioner, above named, is directed to be released on bail on furnishing bail bond of Rs.10,000/-(Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Begusarai in connection with Begusarai Town P.S. Case No. 13 of 2015.

(Rajendra Kumar Mishra, J)

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