

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.35733 of 2016

Arising Out of PS.Case No. -316 Year- 2015 Thana -BUXAR District- BUXAR

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1. Krishna Yadav Son of Sri Bhagwan Yadav resident of Village-Ahrauli,
Police Station- Buxar Ind. District- Buxar

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Dr. Amrendra Kumar
Mr. Ravi Shanker Pankaj

For the Opposite Party/s : Ms.Renu Kumari,A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 25-10-2016 Heard learned counsel for the petitioner and the State.

The petitioner is in custody in a case registered under
Sections 364 and 120(B) of the Indian Penal Code.

It is alleged by the informant, Sanjay Kumar Keshri,
that two unknown persons came to the shop of his younger
brother, namely, Santosh Kumar, kidnapped him and brought
with them. It is further alleged that he received a call that his
brother is in his possession and directed the informant not to vote
in Election of Chairman of Municipality on 03.08.2015.

It has been submitted on behalf of the petitioner that
the petitioner is in custody since 12.10.2015. Charge sheet has
been submitted in this case. There is no allegation of tampering
with the witnesses alleged against the petitioner. The petitioner is

not named in the FIR. His name has come on the basis of confessional statement of co-accused. The victim has been recovered. He has not named the petitioner.

On behalf of the State, it is submitted that the petitioner is not named in the FIR. Except for the confessional statement of co-accused and the petitioner before the police, there is no other substantive evidence to suggest the implication of the petitioner in the present case.

Considering the aforesaid facts and circumstances of the case, let, above named petitioner, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Sessions Judge, Buxar, in connection with Buxar (T) P.S.Case No. 316 of 2015 (Sessions Trial No. 112 of 2016).

(Sudhir Singh, J)

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