

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.17326 of 2016

Arising Out of PS.Case No. -175 Year- 2003 Thana -BIHARSHARIF District- NALANDA
(BIHARSHARIFF)

=====

Paras Yadav S/o Late Lakhan Yadav resident of Village Nakatpura, P.S.
Bihar, District- Nalanda.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

=====

Appearance :

For the Petitioner : Mr. Anil Chandra, Advocate

For the Opposite Party : Mr. Ataur Rahman, APP

=====

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

4 24-05-2016 Heard learned counsel for the petitioner and learned
counsel for the State.

Petitioner is in custody since 18.03.2016 in connection
with **Bihar P.S.Case No.175 of 2003** registered for the offence
under Sections 364A of the IPC.

As per the prosecution case, it is alleged by the
informant that his son Shashi Bhusan Kumar was taking Karate
class behind fire brigade complex at Kacheri Road, Biharsharif.
On 06.07.2003, he had gone for taking karate class in the morning
but he has not return till night then on 07.07.2003 early in the
morning the informant alongwith his brother and nephew went to
Karate centre and met his proprietor Jitendra Kumar and asked
about his son upon this he disclosed that he came on 06.07.2003

and thereafter he returned and the informant suspected that some unknown persons have kidnapped his son for the purpose of ransom.

It has been submitted on behalf of the petitioner that the petitioner is in custody since 18.03.2016. Chargesheet has been submitted in the case. Petitioner has got no criminal antecedent. From perusal of para-164 of the case diary, it is evident that the petitioner has been named merely on the basis of suspicion. It is further submitted that the petitioner has also been named by a co-accused in his confessional statement which has no legal value.

On behalf of the State, it has been submitted that the petitioner is not named in the FIR.

Considering the aforesaid facts and circumstances, let the 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 **3rd Additional Sessions Judge, Nalanda at Bihar Sharif** in connection with **Sessions Trial No.664(A) of 2012** arising out of **Bihar P.S. Case No.175 of 2003**.

(Sudhir Singh, J)

B.Kr./-

U		T	
---	--	---	--