

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.9972 of 2017

Arising Out of PS.Case No. -687 Year- 2015 Thana -HILSA District- NALANDA
(BIHARSHARIFF)

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Pankaj Kumar @ Magania S/o Suresh Gope Resident of Village-
Darogakuan, Gabrapar, P.S. Hilsa, District- Nalanda.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bijendra Prasad Sinha, Adv.

For the Opposite Party/s : Mr. Kumar Ranjit Ranjan, APP

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR

JHA

ORAL ORDER

3 03-04-2017 Heard both sides.

The petitioner seeks bail in Hilsa P.S. Case No.
687/2015, registered for the offences punishable under Section
364 of the Indian Penal Code.

The informant alleged that his son Sukhdeo Gope
disclosed his sister that he was going along with Pankaj Kumar @
Magania (petitioner) to see Sonepur fair, but his son did not return.

Learned counsel for the petitioner submits that there
is no eye-witness of the occurrence. The petitioner is in jail since
25.12.2015. The date of occurrence is 18.12.2015 and the F.I.R.
was lodged on 24.12.2015. Save and except suspicion there is no
material against the petitioner.



On the other hand, learned counsel for the informant as well as learned A.P.P. vehemently opposed the prayer for bail and submitted that it was the petitioner who took the victim along with him and thereafter the victim has not been recovered. The victim is still traceless. Charge-sheet is also submitted against the petitioner.

Considering the facts aforesaid and the fact that the victim went along with the petitioner and he is still traceless, I am not inclined to enlarge the petitioner above-named on bail. Accordingly, the same is rejected.

(Prabhat Kumar Jha, J.)

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