

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.5690 of 2017

Arising Out of PS.Case No. -96 Year- 2016 Thana -TELHARA District- NALANDA
(BIHARSHARIFF)

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1. Chandan Kumar Son of Ram Swroop Paswan Resident of Village- Raees,
P.S.N.P.T.C. Barh, (Pandarak), District- Patna.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Arvind Kumar, Advocate

For the Opposite Party/s : Mr. Uday Pratap Singh, A.P.P.

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CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

2 22-02-2017 Heard learned counsel for the petitioner and the

learned A.P.P. for the State.

Petitioner is languishing in judicial custody since
17.12.2016 in connection with Telahara P. S. Case No. 96 of 2016
registered for the offence punishable under Section 366 of the
Indian Penal Code.

The prosecution case is that the wife of the informant
along with his six years old son had gone out from the house but
she did not return back and after search they could not find any
trace. It is also alleged that cousin (Phuphera) brother of the wife
of the informant was involved in his wife and sons' disappearance.

It has been submitted by the learned counsel for the



petitioner that he is innocent and has been falsely implicated in the aforesaid case, has no criminal antecedent and as per the statement of the wife of the informant under Section 164 of the Cr. P. C., it is evident that she had gone with the petitioner out of her own sweet will and returned back as per her will. No allegation has been leveled against the petitioner by the victim lady.

However, learned A.P.P. for the State submits that the petitioner is named in the F.I.R., hence, opposes the prayer for bail.

Considering the facts and circumstances and the materials available on record, let the petitioner, above named, to be released on bail on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each in connection with Telahara P.S.Case No. 96 of 2016 to the satisfaction of the learned Additional Judicial Magistrate, Hilsa (Nalanda).

(Nilu Agrawal, J)

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