

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.23456 of 2017

Arising Out of PS.Case No. -198 Year- 2016 Thana -TURKAULIYA District-
EASTCHAMPARAN(MOTIHARI)

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Dular Sahani, S/o Late Bijali Sahani, Resident of Village- Katgenwa, P.S.-
Adapur, District- East Champaran.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ajay Kumar Singh, Advocate

For the Opposite Party/s : Mr. Ganesh Prasad Singh, APP

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CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

3 13-07-2017 Heard learned counsel for the petitioner and the

learned A.P.P. for the State.

Petitioner seeks bail in connection with Turkauliya
(Banjariya) P.S. Case No. 198 of 2016 pending in the Court of
learned Chief Judicial Magistrate, Motihari, East Champaran
registered for the offence punishable under Sections 364A and
120(B)/34 of the Indian Penal Code.

The prosecution case, as lodged by the uncle of the
victim boy, Aditya Kumar @ Khushal, is that the victim boy has
been kidnapped by one Bhulan Chaudhary and Hariom Kumar
along with Sikandar Sah and another unknown person for demand
of ransom.



It has been submitted by the learned counsel for the petitioner that he is innocent, not named in the First Information Report and has been falsely implicated in the aforesaid case.

However, learned A.P.P. for the State submits that the victim boy has been recovered from the house of the petitioner and arms and ammunitions were also recovered from his house and that petitioner bears a criminal history, hence, opposes the prayer for bail.

Considering the facts and circumstances and the materials on record, I am not inclined to grant the privilege of bail to the petitioner at this stage. This application is, accordingly, rejected.

(Nilu Agrawal, J.)

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