

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.32646 of 2017

Arising Out of PS.Case No. -295 Year- 2017 Thana -MOTIHARI TOWN District-
EASTCHAMPARAN(MOTIHARI)

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1. Urmila Devi, W/o Ganesh Sah, R/o Village- Ghashi Pakar, P.S.- Chakiya,
District- East Champaran.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ramakant Yadav

For the Opposite Party/s : Mr. Sri Nityanand Tiwary

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 08-08-2017 Heard the parties.

The petitioner seeks regular bail in connection with
Motihari Town P.S.Cae No.295 of 2017, registered for offences
punishable under Sections 370/34 of the Indian Penal Code.

The petitioner is not named in the F.I.R. and the
allegation against the petitioner is of selling the kidnapped boy to
another person.

Submission of the learned counsel for the petitioner is
that F.I.R. itself shows that the petitioner himself helped in finding
the kidnapped boy and thereafter he has been falsely implicated in
this case on the basis of confession of co-accused; except that
there is nothing against the petitioner and he is in custody for
about four months.



Heard learned A.P.P. also.

Having heard both sides and in view of the facts and circumstances, as stated above, let the petitioner, above named, be enlarged on bail on furnishing bail bond of Rs.25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of learned C.J.M., Motihari in connection with Motihari Town P.S.Case No.295 of 2017.

With following conditions :

- (i) One of the bailors of the petitioner shall be a local person having sufficient immovable property within the jurisdiction of the concerned court.
- (ii) The petitioner will not induce any witness or tamper with the evidence.
- (iii) The petitioner shall co-operate in disposal of trial and make himself available as and when required by the court. In the event of failure on his part to appear before the court below on two consecutive dates without showing any genuine reason, his bail bond shall be cancelled.

With the aforesaid observation, this application is allowed.

(Vinod Kumar Sinha, J)

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