

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.49790 of 2017

Arising Out of PS. Case No.-224 Year-2017 Thana- TURKAULIYA District- East
Champaran

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Kalam Mian Son of Jangi Mian, R/o Gokhula Bazar Tarulwa Tola, P.S.-
Banjaria, District- East Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Surendra Kishore Thakur

For the Opposite Party/s : Mr. SMT. SUMAN KUMARI SINGH

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CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

3 12-12-2017 Heard learned counsel for the petitioner and the State.

This is an application for regular bail in connection with
Turkaulia (Banjariya) P.S. Case No. 224 of 2017 registered for
the offences punishable under Sections 363, 364, 365 and 120B
r/w 34 of the Indian Penal Code.

Allegation against petitioner and other accused persons is
of kidnapping Adalat Mian, husband of informant on
16.04.2017 and she (informant) got information regarding
kidnapping of her husband from one Pramod Kumar on
20.04.2017 and other persons and thereafter, FIR was instituted
on 24.04.2017. Her husband was kidnapped on account of land
dispute with Upmukhiya and the victim. She has also made
accused Aas Mohammad Mian with whom there is previous



land dispute and who is her co-sharer instrumental in kidnapping her husband. It has further been submitted that brother of the petitioner has also lodged an FIR against the victim in which eight persons were made accused. Informant has also stated that Upmukhiya has kidnapped her husband in order to commit murder. There is no overt act alleged against petitioner. Victim himself was of criminal background. Chargesheet has been submitted against the petitioner.

Considering the facts and circumstances of the case and petitioner being in jail custody since 20.06.2017, let above named petitioner be enlarged on bail on furnishing bail bond of Rs.10,000/- (Ten thousand only) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, East Champaran, Motihari, in connection with Turkauliya (Banjariya) P.S. Case No. 224 of 2017.

(S. Kumar, J)

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