

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.14288 of 2017

Arising Out of PS.Case No. -106 Year- 2014 Thana -SABOUR District- BHAGALPUR

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VIKASH KUMAR @ VIKASH KUMAR PASWAN @ VIKASH
PASWAN, S/o Anirudh Paswan, resident of village - Rajandipur, P.S.
Sabour, District - Bhagalpur

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Pramod Kumar Singh

For the Opposite Party/s : Mr. Jitendra Kumar Singh

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**CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN
SHARMA**
ORAL ORDER

3 10-05-2017 Heard the learned counsel for the petitioner as well as
the learned A.P.P. for the State.

In this application for anticipatory bail the petitioner apprehends his arrest in connection with Sabour P.S. Case No. 106 of 2014 for the offence punishable under section 365/34 of the I.P.C.

Allegedly, Akhilesh Paswan, the husband of the informant, went to Tinkoga Diara but he did not return and his two mobiles were switched off. Due to the previous enmity suspicion has been raised against the petitioner and others that they have kidnapped the husband of the informant.

Submission is of false implication and that except suspicion there is nothing against the petitioner, from the impugned order also it reveals that there is no other legal and



tangible material and only on the ground that anticipatory bail application of other co-accused have already been rejected, the prayer for anticipatory bail of the petitioner has also been rejected, but those co-accused have already been allowed pre-arrest bail by different co-ordinate Benches of this Court vide Cr. Misc. Nos. 12406 of 2015 and 34813 of 2015 and as similarly situated co-accused, namely, Janardan Paswan, Ranjeet Paswan @ Niranjana Paswan and Anirudh Paswan have been allowed pre-arrest bail and as such the petitioner also deserves sympathetic consideration.

The learned A.P.P. fairly submits that other co-accused have been allowed pre-arrest bail.

In the facts and circumstances as stated above, the petitioner, in case of his arrest or surrender within four weeks from the date of receipt/production of a copy of this order shall be released on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of. Sri A. Pandey, A.C.J.M. Bhagalpur in connection with above mentioned case, subject to the conditions as laid down in section 438 (2) of the Cr.P.C.

(Jitendra Mohan Sharma, J)

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