

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.15931 of 2017

Arising Out of PS.Case No. -79 Year- 2016 Thana -ATHMALGOLA District- PATNA

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SANJEET KUMAR @ SANJEEP KUMAR, Son of Yugal Ray, Resident of
Village- Ganjpar Police Station Athmalgola, District Patna.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance:

For the Petitioner/s : Mr. Jay Ram Prasad, Advocate.

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

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CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

2 14-06-2017 Heard Sri Jay Ram Prasad, learned advocate for the
petitioner, and Sri Ganesh Prasad Singh, learned A.P.P. for the
State.

The petitioner in the present case is apprehending his
arrest in Athmalgola P.S. Case No. 79/2016 registered under
Sections 363 and 366(A) of the Indian Penal Code.

A bare perusal of the First Information Report would
show that there is an allegation of active participation of the
present petitioner in kidnapping of the minor girl. Learned counsel
for the petitioner would submit that the name of the petitioner has
been falsely implicated in the present case on mere suspicion.
There is no material to connect him with the occurrence as



alleged.

The learned A.P.P. opposed the prayer for anticipatory bail referring to the statement made under Section 164 of the Code of Criminal Procedure and submits that the girl has made a statement after her return in which she has named the present petitioner also.

In the facts and circumstances of the case, I am not inclined to grant anticipatory bail to the petitioner. The prayer for anticipatory bail is refused.

If the petitioner surrenders in the court below within four weeks from today and prays for regular bail, the same shall be considered on its own merit on the basis of the materials available on the record.

(Rajeev Ranjan Prasad, J)

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