

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Appeal (SJ) No.2082 of 2017

Arising Out of PS.Case No. -185 Year- 2015 Thana -TARIYANI CHOWK District- SHEOHAR

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1. Kamlesh Kumar @ Kamlesh Mahto Son of Nageshwar Mahto, R/o
Village- Sarwarpur, P.S.- Tariyani, District- Sheohar.

.... Appellant/s

Versus

1. The State of Bihar

.... Respondent/s

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Appearance :

For the Appellant/s : Mr. Satish Chandra

For the Respondent/s : Smt. Usha Kumari Special P.P.

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 19-08-2017 The appellant seeks pre arrest bail in connection with

Tariyani P.S. Case No. 185 of 2015, registered for offences

punishable under Sections 366(A)/34, 302, 376(D) and 120B/34 of

Indian Penal Code and section 3 (i)(xii) of SC/ST Act.

Allegation against the petitioner is of kidnapping the
minor girl of the informant and killing her.

Submission of learned counsel for the appellant that he
has not been named in the F.I.R, his name transpired in this case
during the course of investigation only on the basis of suspicion
and save and except confession there is nothing against him.

Heard learned Special P.P. opposed the prayer for bail on
the ground of maintainability.

Having heard both sides, considering the facts and



circumstances of the case and the nature of allegation, I am not inclined to grant the privilege of pre arrest bail to the appellant, let appellant surrender before the special court and make prayer for regular bail and if any such application is filed, the special court after considering the above submission of learned counsel for the appellant and also other materials available on record, shall pass an appropriate order, preferably on the same day, without being prejudiced by the order of this Court.

With the above observation, this appeal is disposed of.

(Vinod Kumar Sinha, J)

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