

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.4180 of 2017

Arising Out of PS.Case No. -183 Year- 2016 Thana -BARHARA District- PURNIA

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1. MITHILESH YADAV @ MITHILESH KUMAR YADAV Son of
Shambhu Yadav resident of Village- Harirahi, P.S. Barhara, District-
Purnea.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Mukesh Kumar Jha, Advocate

For the Opposite Party/s : Smt. Anita Kumari Singh, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

4 04-04-2017 Heard learned counsel for the petitioner and the

learned A.P.P. for the State.

The petitioner is accused in connection with Barhara
P.S.Case No. 183 of 2016 registered for offences punishable under
Sections 364/ 34 of the Indian Penal Code and later on vide order
dated 13.09.2016 Sections 302/201/34 of the Indian Penal Code
and Section 27 Arms Act were also added.

The allegation upon the petitioner is of kidnapping the
son of the informant.

It has been submitted by the learned counsel for the
petitioner that the allegation against the petitioner is false and
concocted and he has been falsely implicated in this case due to



village politics. It is also submitted that on the date of occurrence, the petitioner was not present in the village. The petitioner has been implicated by the police without any basis on suspicion.

However, learned A.P.P. for the State opposed the prayer of bail with submission that the petitioner is named in the F.I.R. with specific allegation.

Having considered the facts and circumstances of the case and nature of allegation, I am not inclined to allow the prayer for bail of the petitioner. Accordingly, this application is rejected.

However, petitioner may renew his prayer for bail after framing of charge.

(Arvind Srivastava, J)

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