

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.34997 of 2017**

Arising Out of PS.Case No. -31 Year- 2017 Thana -PARWATTA District- KHAGARIA

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1. Shankar Roy @ Kare Roy Son of Late Rajendra Roy, R/o Village-  
Chakprayag, P.S.- Parbatta, District- Khagaria.

.... .... Petitioner/s

Versus

1. The State of Bihar

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Binod Kumar

For the Opposite Party/s : Mr. Sri Rajesh Kumar

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**CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL**  
**ORAL ORDER**

3      17-08-2017                      Heard learned counsel for the petitioner and learned  
APP for the State.

Petitioner is languishing in judicial custody since  
24.5.2017 in connection with Parbatta P.S. Case No. 31 of 2017  
for offences punishable under Sections 365, 366/34 of the Indian  
Penal Code.

The prosecution case, as lodged by the informant, is  
that his 21 years old son Jitendra Kumar had gone to market on a  
motorcycle and from there he did not return. An oral information  
was given in the police station and on the same day the victim boy  
was recovered who was quite silent at that time but later on he  
disclosed the name of petitioner and two others who had  
kidnapped him and snatched his gold chain, gold ring and some



cash and had also threatened him on pistol point.

It has been submitted by the learned counsel for the petitioner that he is innocent, bears no criminal antecedent and no such occurrence had taken place. In fact, the victim boy had himself gone and married his daughter and came back to his house. He submits that although the date of occurrence is 21.01.2017 but FIR has been lodged on 28.01.2017 and no plausible explanation has been given for such delay. He further submits that charge-sheet has already been submitted and there is no chance of tampering with the prosecution witnesses by the petitioner.

However, learned APP for the State opposes the prayer for bail.

Considering the facts and circumstances and the materials on record, let petitioner, above named, be enlarged on bail on furnishing bail bond of Rs.10,000/-(Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Khagaria, in connection with Parbatta P.S. Case No. 31 of 2017.

**(Nilu Agrawal, J)**

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