

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.42989 of 2017

Arising Out of PS.Case No. -248 Year- 2017 Thana -MASAURHI District- PATNA

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Santosh Kumar, S/o Murari Prasad Gupta, R/o Village- Khijar Sarai, P.S.-
Khijar Sarai, District- Gaya.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Raj Kishor Prasad

For the Opposite Party : Mr. Sri Pradeep Narain Kumar

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 20-09-2017 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner is languishing in custody since
16.07.2017 in a case for the offence registered under Section
366(A) of the IPC.

The prosecution story, in brief, is that the petitioner
and his brother Sandeep Anand kidnapped the daughter of the
informant namely, Sandhya Kumari.

It has been submitted by learned counsel for the
petitioner that the petitioner has got no criminal antecedent. There
is no allegation of tampering with the witnesses alleged against the
petitioner. The petitioner has falsely been implicated in the present
case due to mistake of fact. The victim has been examined under



Section 164 Cr. P.C. in which she has not made any allegation in respect to sexual or physical abuse against the petitioner.

On behalf of the learned counsel for the State, it has been submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner above named, be released on bail on furnishing bail bonds of Rs.10,000/- (Ten Thousand) each with two sureties of the like amount each to the satisfaction of the learned J.M. Ist Class, Masaurhi, Patna in connection with Masaurhi P.S. Case No. 248/2017.

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(Sudhir Singh, J)

