

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.71749 of 2018

Arising Out of PS. Case No.-442 Year-2018 Thana- ARA NAWADA District- Bhojpur

Santu @ Santu Rai S/o Arbind Rai R/o Village-Bechna,P.S. Piro,Distt.-
Bhojpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Surendra Kumar Singh
		Ms. Sudha Chandra
		Ms. Tulika Singh
For the Opposite Party/s :		Smt. Gulnar Begam

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

2 11-12-2018 Heard both sides.

The petitioner seeks bail in Ara Nawada P.S. Case No. 442 of 2018 registered under Section 366A of the Indian Penal Code.

The informant named altogether seven persons in the F.I.R. and alleged that they all kidnapped his sister.

The learned counsel for the petitioner submits that petitioner is not named in the F.I.R. Even the victim after her recovery got statement recorded under Section 164 Cr.P.C. but did not disclose the name of the petitioner. The victim made specific allegation against only Dhiraj Kumar who took her to different place and establish physical relation with her. It is submitted that on the basis of the confession made by Kamlesh



Yadav and another accused, the name of the petitioner was disclosed. It appears that even the victim did not make any allegation against the petitioner and save and except the confessional statement of two co-accused, there appears no tangible evidence to connect the petitioner involved in kidnapping of the victim.

Considering the aforesaid facts, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.10,000/-(Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Bhojpur, Ara in connection with Ara Nawada P.S. Case No.442 of 2018.

Saurabh/-

(Prabhat Kumar Jha, J)

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