

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.5880 of 2018

Arising Out of PS.Case No. -274 Year- 2017 Thana -BIRAUL District- DARBHANGA

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1. Amit Kumar Poddar @ Amit Poddar S/o Mantun Poddar, R/o Pokhram,
P.S.- Biraul, Distt.- Darbhanga.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ram Narayan Mahto, Advocate

For the Opposite Party/s : Mr. Shyam Kumar Singh, APP

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

6 24-04-2018 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner is in custody in connection with
Biraul P.S. Case No.274 of 2017, a case under Section 364A of
the Indian Penal Code, pending in the Court of Additional Chief
Judicial Magistrate, Biraul, Darbhanga.

The FIR of the occurrence of kidnapping of Satyam
Kumar Mandal, the minor grand-son of the informant, is against
unknown. Thereafter, ransom was demanded for release of the
vehicle from the mobile referred in the FIR.

The victim is still traceless. However, before the
police the petitioner confessed that he has killed the victim.
During investigation it revealed that the said SIM card from which



ransom was demanded was used in the mobile seized from the house of the petitioner also. Paragraphs 29 and 30 of the case-diary would reveal that the same SIM was used in different mobiles on different dates. Petitioner is in custody since 25.06.2017.

Learned counsel for the informant opposed the prayer on the ground that narco test of the petitioner is under process.

Considering the nature of material against the petitioner, I am not inclined to enlarge the petitioner on bail for the present. Hence, the prayer for bail is refused. The learned trial Court is directed to expedite the trial and conclude the same within nine months, failing which the petitioner would be at liberty to renew the prayer for bail before the trial judge itself, who shall pass a reasoned order.

(Birendra Kumar, J)

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