

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.28276 of 2018

Arising Out of PS.Case No. -528 Year- 2017 Thana -MOTIHARI TOWN District-
EASTCHAMPARAN(MOTIHARI)

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1. Atul Kumar Son of Aravind Prasad@Arbind Kumar Resident of Village-
Rajpur Kaul Marpa, P.S. Phenhara, District- East Champaran, At Present
resident of Village-Amar Chhatauni, New Mohalla, P.S.- Chhatauni,
District- East Champaran.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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with

Criminal Miscellaneous No.30162 of 2018

Arising Out of PS.Case No. -528 Year- 2017 Thana -MOTIHARI TOWN District-
EASTCHAMPARAN(MOTIHARI)

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1. Md. Farhan @ Fariyad @ Md. Fariyad son of Md. Umar Miya @ Umar
@ Md. Umar, resident of Mohalla- Badhai Tola, P.S.- Chhatauni, District-
East Champaran.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

(In Cr.Misc. No.28276 of 2018)

For the Petitioner/s : Mr. Umesh Chandra Verma
Mr. Abhishek Kumar

For the Opposite Party/s : Mr. Smt. Anita Kumari

(In Cr.Misc. No.30162 of 2018)

For the Petitioner/s : Mr. Pankaj Kumar Dubey

For the Opposite Party/s : Mr. Sri Indra Kumar Singh

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH

ORAL ORDER

3 30-05-2018 Heard the parties.

The petitioners in both the cases seek regular bail in connection
with Motihari Town P.S. Case No.528 of 2017 for the offences
punishable under Section(s) 386 of the Indian Penal Code.



The case of the prosecution is that the informant is the owner of the shop, namely, Sangam Handloom and in the night of 24.07.2017, he received a mobile call and the caller identified himself as Deepak Paswan, who is said to have demanded a ransom of Rs.20 lakhs.

The learned counsel for the petitioner submits that the name of petitioners of both the cases have transpired in the present case merely on the confessional statement of co-accused person, namely, Deepak Paswan. It is further submitted that co-accused person, similarly situated, has already been granted bail by a coordinate Bench of this Court by an order dated 30.03.2018 passed in Cr. Misc. No.11361 of 2018. The petitioners are said to be languishing in custody since 06.11.2017.

Having regard to the facts and circumstances of the case, the petitioners of both the cases i.e., (i) Atul Kumar in Cr. Misc. No. 28276 of 2018 and (ii) Md. Farhan @ Fariyad @ Md. Fariyad in Cr. Misc. No. 30162 of 2018, are directed to be released on bail on furnishing bail bonds of Rs.10,000/- (rupees Ten thousand) each with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate, Motihari, East Champaran in connection with Motihari Town P.S. Case No. 528 of 2017.

(Mohit Kumar Shah, J)

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