

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17117 of 2020

Arising Out of PS. Case No.-244 Year-2019 Thana- TARIYANI CHOWK District- Sheohar

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MUKESH KUMAR Son of Saheb Rai Resident of Village - Kushhar, P.S. -
Tariyani, District - Sheohar.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Prabhat Kumar, Adv

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

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

2 03-06-2020 The matter has been taken up through video
conferencing.

Heard the parties.

Petitioner seeks bail in a case registered for the
offences punishable under Section 364 read with Section 34 of
the Indian Penal Code.

Allegation is that the petitioner and co-accused, who
are co-villagers of the informant, allegedly kidnapped to the
daughter of the informant and soon they left the victim. The
victim has also supported the allegation.

Learned counsel for the petitioner submits that
concocted allegation is there just to pressurize due to some
village politics. The villagers have filed a public petition before
the Investigating Officer that false and concocted allegation is



there. Investigation of the case is already complete.

Considering the entire facts of this case aforesaid especially the fact that the victim has not alleged anything else against the petitioner, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.20,000/- (Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court below where the case is pending in connection with Tariyani Police Station Case No.244 of 2019, corresponding to G.R.No.1208 of 2019, subject to the condition that both bailors shall be resident of territorial jurisdiction of the learned court below and further the petitioner shall fully cooperate with the trial of the case, failing which the court below shall be at liberty to cancel the bail bond of the petitioner.

If the petitioner would not be able in furnishing sureties due to lock-down, he shall be provisionally released on his personal bond and the provisional bail shall be confirmed only after production of the bailors within fifteen days of restoration of normal function of the Court.

(Birendra Kumar, J)

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