

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No. 27683 of 2020

Arising Out of PS. Case No.-82 Year-2020 Thana- ISLAMPUR District- Nalanda

Rajesh Kumar S/o Sadhu Saran Prasad @ Saryu Sharan Prasad Resident of
Village-Makhdumpur, P.S-Ben, District-Nalanda.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Sandeep Kumar, Adv. Mr. Dilip Kumar, Adv.
For the Opposite Party/s	:	Dr. Ajit Kumar, APP
For the informant	:	Smt. Kiran Kumari, Adv.

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

3 02-12-2020 Heard learned counsel for the petitioner, learned APP
for the State and learned counsel for the informant through
video conferencing.

The instant application for regular bail has been filed
by the petitioner in connection with Islampur P.S. Case No.82
of 2020 registered under sections 366 and 363A of the Indian
Penal Code.

As per allegation in the FIR, the petitioner was
caught making an attempt of kidnapping the two and half years
old child of the informant. He was beaten up and on enquiry
disclosed his name as Rajesh Kumar.

It is submitted by the petitioner that the allegation as
levelled in the F.I.R. are false and concocted. It is submitted that
while he was trying to assist the child who was asking to return



home, under mistaken fact by the persons present, he was understood to be a kidnapper and assaulted. It is submitted that he is in custody since 11.2.2020 and besides one other case under the Excise Act which was also instituted on the same date, he has no other criminal antecedent. Investigation in the case has concluded.

The application for bail is opposed by learned APP for the State and learned counsel for the informant has also appeared. It is submitted by learned counsel for the informant that the misunderstanding between the parties, has been removed.

Having heard learned counsel for the parties and taking into consideration the submissions made on behalf petitioner together with the petitioner being in custody since 11.2.2020, this Court is inclined to enlarge the petitioner on bail. The petitioner is directed to be enlarged on bail in connection with Ishlampur P.S. Case No.82 of 2020 on his furnishing bail bond of Rs.10,000/ (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Judicial Magistrate 1st Class, Civil Court, Hilsa, Nalanda.

(Partha Sarthy, J)

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