

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.34794 of 2021

Arising Out of PS. Case No.-249 Year-2020 Thana- DHANAHA District- West Champaran

Khan Mohammad @ Khan Mohammad Ansari Son Of Late Hasan Miyan
Resident Of Village-Kataha, Police Station-Dhanaha, District-West
Champaran.

... .. Petitioner

Versus

The State Of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Zainul Abedin, Advocate

For the Opposite Party/s : Mr.A.G

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

4 26-10-2021 Heard learned counsel for the petitioner and the State.

The petitioner seeks regular bail in Dhanaha Police
Station Case No. 249 of 2020 registered for the offences
punishable under sections 363 and 364A of the Indian Penal
Code.

As per the prosecution case, unknown accused
persons kidnapped 7 years old son of the informant.

Learned counsel for the petitioner submits that
occurrence took place on 14.10.2020 but the FIR was lodged on
16.10.2020 and there is no explanation of delay occurred in
lodging of the FIR. Petitioner has got clean antecedent as stated
in paragraph 3 of the bail petition. Petitioner is in custody since
20.10.2020. Similarly situated co-accused, who had demanded



ransom, has already been allowed bail.

Learned counsel for the State and the informant oppose the prayer for bail and submits that case of the petitioner is distinguishable with the aforesaid accused person, as on the disclosure made by this petitioner, victim was recovered and on recovery, the victim identified the petitioner.

Considering the nature of accusation against the petitioner, his prayer for bail is refused.

(Prabhat Kumar Singh, J)

Shashi

U		T	
---	--	---	--

