

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.750 of 2021

Arising Out of PS. Case No.-273 Year-2019 Thana- HAJIPUR SADAR District- Vaishali

ROHIT KUMAR @ ROHIT KUMAR PATEL Son of Sri Naresh Patel
Resident of Village- Bishunpur Basant, Subhai, P.S.- Hajipur, District-
Vaishali.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Manoj Kumar Singh, Advocate

For the Opposite Party/s : Mr Dashrath Mehta, APP

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

3 22-06-2021 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State through video
conferencing.

The petitioner has filed the instant application for
grant of regular bail in connection with Hajipur Sadar P.S. Case
no. 273 of 2019 registered under sections 363, 366A and 34 of
the Indian Penal Code.

As per allegation in the FIR, the minor daughter of the
informant was kidnapped by the four named accused persons
including one Rajiv Kumar.

It is submitted by learned counsel for the petitioner
that the petitioner is not named in the FIR. His name transpired
in the course of investigation in the statement of the victim
under section 164 Cr.P.C.. It is submitted that on instructions



and for oblique reasons, she included the name of the petitioner herein as one amongst the accused person, besides naming co-accused Rajiv and Munna. The said Rajiv Kumar has been enlarged on bail vide order dated 10.11.2020 passed in Cr. Misc. no. 24985 of 2020. The petitioner is in custody since 8.9.2020.

The application for bail is opposed by learned Additional Public Prosecutor for the State.

Having heard learned counsel for the parties and taking into consideration the submissions made on behalf of the petitioner, grant of bail to co-accused Rajiv Kumar and the petitioner having remained in custody for 9 months, the Court is inclined to enlarge the petitioner on bail. The petitioner is directed to be enlarged on bail in connection with Hajipur Sadar P.S. Case no. 273 of 2019 on furnishing bail bond of Rs. 10,000/ (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Additional Chief Judicial Magistrate, Hajipur at Vaishali.

(Partha Sarthy, J)

Prakash/-

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