

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.32040 of 2021

Arising Out of PS. Case No.-33 Year-2019 Thana- SIKTI District- Araria

MD. JUBAIR ALAM @ MD. JUBER ALA S/o Late Kutub Alam @ Md.
Kutub Uddin R/o village- Kaliyaganj, Ward No. 13, P.S.- Palasi, District-
Araria

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Anil Prasad Singh, Adv.

For the Opposite Party/s : Mr. Ram Anurag Singh, APP

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

4 18-02-2022 Heard learned counsel for the parties through video
conferencing.

The petitioner has preferred this application for grant
of regular bail in a case registered under sections 363, 363A,
366B, 370, 508 and 34 of the Indian Penal Code.

As per the prosecution case, the petitioner and one
another were caught while making an attempt to kidnap a minor
child.

It is submitted by learned counsel for the petitioner
that the petitioner has been falsely implicated in the case. No
such occurrence as alleged took place. The petitioner being
mentally unsound was only playing with the child and has been
falsely implicated. He is in custody since 17.3.2019 and has no



criminal antecedent.

The application for bail is opposed by learned A.P.P.
for the State.

A report was called for from the learned trial court
and as per the report received, case is at the stage of framing of
charge.

Having heard learned counsel for the parties and
taking into consideration the allegations in the F.I.R. together
with the statement under section 164 Cr.P.C. of the victim, the
Court is not inclined to enlarge the petitioner on bail and the
application is rejected.

Learned trial court is directed to expedite the trial.

(Partha Sarthy, J)

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