

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35814 of 2022

Arising Out of PS. Case No.-735 Year-2019 Thana- JAKKANPUR District- Patna

Parasnath Gupta @ Munna Son of Bhagwanjee Prasad Resident of in front of
Civil Court Gali, Chapra, P.S.- Town, District - Saran at Chapra.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

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

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN

ORAL ORDER

2 19-09-2022 Let the defect(s), if any, be removed within two weeks
from today.

Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner seeks regular bail in connection with
Jakkanpur P.S. Case No. 735 of 2019 lodged under Sections
363, 365 of the I.P.C.

As per the prosecution case, the allegation of
kidnapping is there in the F.I.R. It has been named that the
muscleman of present petitioner has committed all the
occurrence.

Learned counsel for the petitioner submits that as per
the F.I.R. itself, there is no role of the present petitioner. As per
the narration of the victim and the informant both in 164

statement also, there is specifically no direct allegation against the present petitioner.

Learned counsel for the State opposes the prayer for bail and submits that it transpires that the entire occurrence has caused only and only on the instigation of the petitioner.

In the present facts and circumstances of this case and the submissions made above, I am not inclined to grant bail to the petitioner at present but it is hereby directed to the Trial Court/Lower Court to release the petitioner on bail after framing of charge in this case imposing its own condition so that he shall not evade his appearance during trial.

With this observation, the bail application stands rejected.

(Dr. Anshuman, J)

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