

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.44062 of 2022

Arising Out of PS. Case No.-95 Year-2022 Thana- HATHAURI District- Muzaffarpur

SANJAY SAH @ SANJAY KUMAR SAH SON OF RAM NARESH SAH
R/O VILLAGE- CHAUMUKH, P.S.- BOCHAHAN, DISTRICT-
MUZAFFARPUR

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sanjay Kumar @ S.K., Advocate

For the Opposite Party/s : Mr. Anil Prasad Singh, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 14-12-2022 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner apprehends his arrest in a case registered for the offences punishable under Sections 147, 148, 149, 341, 323, 324, 307, 353, 354, 332 and 427 of the Indian Penal Code.

The informant alleges that he received information from Anupurna Devi that her husband Mithilesh Singh has been abducted by 13 accused persons including the petitioner and would be killed, accordingly, the informant reached the place of occurrence when he saw that one person was tied by a rope and some miscreants have surrounded him, further the victim was released and disclosed the name of Mithilesh Singh, further



when the victim was being taken in the vehicle, six accused protested and started forcefully taking the victim down from the vehicle and even attacked by lathi, stick and rod, it is next alleged that even the policemen were injured and the vehicle was damaged and female police officers were misbehaved with, further the informant with the help of Chowkidar recognized 33 named accused persons including the petitioner and 30-40 unidentified accused were also present, it is further alleged that Surendra Shah was arrested.

Learned counsel for the petitioner submits that the petitioner has antecedent of one case and has been falsely implicated in the present case, it is next submitted that Mithilesh Singh was manager of a cooperative society and the investors had invested money in the cooperative society in hope that the same would mature and they will get the maturity benefit but when they went to redeem their maturity amount, they came to know that they have been cheated and as such, they were holding Mithilish Singh responsible, it is also submitted that petitioner is also one of the investors and they were agitated that Mithilesh Singh had cheated them and it was not a case of kidnapping or abduction. Learned counsel also submits that even allegation of assault and abuse is general and omnibus in



nature.

Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioner.

Considering the submissions made by the learned counsel for the petitioner, the petitioner above-named, in the event of his arrest or surrender before the learned trial court within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned trial court where the case is pending/successor court in connection with Hathauri P.S. Case No. 95 of 2022 subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

(Satyavrat Verma, J)

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