

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3468 of 2023

Arising Out of PS. Case No.-28 Year-2022 Thana- BELHAR District- Banka

PANKAJ KUMAR YADAV Son of Dinesh Chandra Yadav R/v- Mangra, P.S.-
Banka, District- Banka

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Praveen Kumar, Advocate
For the Opposite Party/s	:	Mr. Nand Kumar, APP
For the Informant	:	Mr. Advocate

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

3 20-06-2023 Heard learned counsel appearing on behalf of the
petitioner and learned counsel appearing on behalf of the State
as well as learned counsel appearing on behalf of the informant.

The petitioner seeks bail in connection with Belhar
P.S. Case No.28 of 2022 registered for the offence under
Sections 364 and 34 of the Indian Penal Code.

The accused/petitioner is not named in the F.I.R. and
is in custody since 16.09.2022.

The allegation against the petitioner is to kidnap
husband of informant along with unknown accused persons.

Learned counsel appearing on behalf of the petitioner
submitted that petitioner falsely implicated in this case as victim
after recovery failed to name this petitioner and as such



nothing survives in this case to connect petitioner with the present occurrence. While concluding the argument, it is submitted that petitioner found involved in one more criminal case, where, he is on bail and moreover, investigation of this case has completed, for which, charge-sheet has been submitted, as such, there is no chance of tampering with the evidence.

Learned APP duly assisted by learned counsel appearing on behalf of the informant, opposes the prayer of bail.

Considering the facts and circumstances as mentioned above, as victim failed to name this petition in his statement as recorded under Section 164 of the Cr.P.C. coupled with the fact that charge-sheet has been submitted, where, petitioner is in custody since 16.09.2022, let the petitioner, above named, is directed to be released on bail in connection with Belhar P.S. Case No.28 of 2022, on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned C.J.M., Banka/concerned court, subject to the condition as mentioned under Section 437(3) of the Cr.P.C.

(Chandra Shekhar Jha, J)

S.Katyayan/-

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

