

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.10397 of 2023

Arising Out of PS. Case No.-379 Year-2018 Thana- MOTIHARI MUFASIL District- East
Champaran

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Jay Prakash Kumar Son of Shiv Baran Sah @ Shiv Sharan Sah Resident of
Village - Patpariya Hal, P.O. and P.S.- Muffasil Motihari, District - East
Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Pravin Kumar

For the Opposite Party/s : Mrs.Shaheen Begum

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 15-05-2023 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner apprehends his arrest in a case
registered for the offences punishable under Sections 363,
366(A)/34 of the Indian Penal Code.

As per the prosecution case, all the FIR named
accused persons including petitioner kidnapped the minor
daughter of informant.

It is submitted that petitioner has been falsely
implicated in this case. Specific allegation of kidnapping is
against co-accused Dhananjay Kumar. Petitioner has been made
accused in this case simply because he happens to be friend of
Dhananjay Kumar. The victim girl in her statement under



Section 164 Cr.P.C has not stated anything about this petitioner. Similarly situated co-accused have been granted bail by this Court. Petitioner claims clean antecedent.

Considering the facts aforesaid, the petitioner above-named, in the event of his arrest/surrender before the court below within a period of six weeks from the date of receipt/production of a copy of this order, is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Motihari, East Champaran in connection with Muffasil P.S. Case No. 379 of 2018, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

vinita/-

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