

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.13502 of 2023

Arising Out of PS. Case No.-41 Year-2021 Thana- JOKIHAT District- Araria

BIJAL PANDIT S/o Late Daya Lal Pandit R/o Village- Laliya ward no. 10,
P.S- Jokihat, Distt- Araria.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Mukesh Kumar Rana

For the Opposite Party/s : Mr.Arun Kumar Pandey

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 15-03-2023 Heard learned Counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner seeks regular bail in connection with
Jokihat Police Station Case No. 41 of 2021, registered for the
offences punishable under Sections 363/364-A/365 of the Indian
Penal Code.

This is the second attempt on behalf of the petitioner
for grant of regular bail. Earlier, the prayer for regular bail of the
petitioner was rejected by this Court, vide order, dated
11.04.2022, passed in Criminal Misc. No. 31427 of 2021, giving
liberty to the petitioner to renew his prayer for bail after three
months from the date of the order, if the trial does not show any
substantial progress within that period.

The prosecution case, as per the First Information



Report, is that the nephew of the informant, aged about six years, was kidnapped for ransom from his school. The name of the petitioner transpired on the basis of confessional statement of co-accused Manoj Kumar Choupal.

Learned Counsel for the petitioner submits that the petitioner has renewed his prayer for bail after ten months instead of three months, as observed by this Court in the order dated 11.04.2022. He further submits that co-accused Jitendra Pandit, whose prayer for bail was also rejected by this Court, vide order, dated 11.04.2022, has been granted bail by this Court, vide order, dated 25.01.2023, passed in Criminal Misc. No. 43959 of 2022. He further submits that the petitioner is in custody since 07.02.2021.

After having heard learned Counsel for the parties and taking into consideration the fact that similarly situated co-accused has been granted bail by this Court, the petitioner is in custody since 07.02.2021 and this is second attempt on behalf of the petitioner for grant of bail, I am inclined to grant regular bail to the petitioner.

This application is, accordingly, allowed.

Let the petitioner, above named, be released on bail, upon furnishing bail bonds of Rs. 20,000/- (twenty thousand)



with two sureties of the like amount each to the satisfaction of learned Sessions Judge, Araria, in connection with Sessions Trial No. 185 of 2021, arising out of Jokihat Police Station Case No. 41 of 2021.

This is subject to the condition that the petitioner shall present himself before the Court, as and when required and in the event of failure on his part to appear before the Court on two consecutive occasions, his bail bond shall be liable to be cancelled.

(Anil Kumar Sinha, J.)

Prabhakar Anand/-

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