

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18923 of 2023**

Arising Out of PS. Case No.-426 Year-2013 Thana- BEGUSARAI MUFFASIL District-
Begusarai

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Sikendra Kumar @ Sikendra Singh @ Sintu S/O Late Ramdeo Singh R/O
Village- Akhtiyarpur Rajaura, P.S- Mufassil, Distt.- Begusarai.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ashok Kumar

For the Opposite Party/s : Mr. Bishweshwar Ram

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**CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER**

3 23-06-2023 Heard learned counsel for the petitioner as well as
learned APP for the State.

The petitioner apprehends his arrest in a case
registered for the offence punishable under Sections 363/34 of
the Indian Penal Code.

The allegation against the petitioner is that he is
involved in the kidnapping of the son of the informant in the
year of 2013.

It is submitted by learned counsel for the petitioner
that petitioner is quite innocent and have committed no offence.
He has been falsely implicated in this case. No such occurrence,
in the manner as alleged, has ever taken place. The allegation
levelled against the petitioner is not specific rather general and



omnibus in nature. He submits that the occurrence took place on 18.10.2013 but the FIR was lodged on 24.10.2013 i.e. after a delay of seven days. He further submits that after some years the victim came back to his house and his statement was recorded u/s 164 of the Cr.PC, in which he stated that he was trained by his family members when he worked in hotel, he never told the story of his kidnapping. He further submits that both the sides are agnates and there is an admitted land dispute between them. He further submits that the police has not verified that the fact that where the victim was in working in a hotel in Himachal Pradesh. Similarly situated co-accused has been enlarged on anticipatory bail by this Court vide order dated 22.06.2023 passed in Cr. Misc. No. 12099 of 2023. Petitioner has no criminal antecedent, as also mentioned in para-3 of the bail application.

Learned APP for the State opposes prayer for anticipatory bail.

Considering the facts and circumstances of the case, let the above named petitioner, be released on bail, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) with two



sureties of the like amount each to the satisfaction of the learned Court below where the case is pending/successor Court in connection with Muffasil P.S. Case No. 426 of 2013, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

anand/-

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