

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.30766 of 2023

Arising Out of PS. Case No.-861 Year-2022 Thana- FATUA District- Patna

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SANKALAP KUMAR @ GOLU KUMAR SON OF LATE JITENDRA
SINGH R/O VILLAGE- DAULATPUR BARIYO KHURD, RANA TOLA,
P.S.- FATUHA, DISTRICT- PATNA

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ajeet Kumar Bhardwaj, Adv.

For the Opposite Party/s : Mrs. Indu Kumari Srivastava, APP

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CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

- 3 25-07-2023 1. Heard learned counsel for the petitioner, learned
counsel for the informant and learned Additional Public
Prosecutor for the State.
2. Petitioner seeks bail, who is in custody since
29.11.2022 in connection with Fatuha P.S. Case No.861/2022,
dated 25.11.2022, for the offences punishable under Sections
363 and 365 of the IPC.
3. According to prosecution case, the petitioner is
alleged to have kidnapped the minor son of the informant.
4. Learned counsel for the petitioner submits that the
petitioner has clean antecedent and he has falsely been
implicated in the present case. He further submits that the
allegation as alleged in the F.I.R. is false and fabricated and the



petitioner has not committed any offence as alleged in the F.I.R.

5. Learned counsel for the informant as well as learned Additional Public Prosecutor for the State on the other hand on the basis of material available on record and the case dairy vehemently opposed the prayer for bail of the petitioner and submits that the victim was recovered and his statement under Section 164 Cr.P.C. was recorded, in which he has categorically stated that the petitioner has abducted him and the petitioner was arrested from the place of recovery along with victim.

6. Considering the aforesaid facts, I am not inclined to enlarge the petitioner on bail in connection with Fatuha P.S. Case No.861/2022, pending in the court of learned Additional Chief Judicial Magistrate, Patna City.

7. Prayer is refused.

(Rajesh Kumar Verma, J)

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