

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.34644 of 2023

Arising Out of PS. Case No.-161 Year-2000 Thana- CHANPATIA District- West Champaran

SUKAT MAHTO @ SUKAT NONIYA SON OF LATE BIRA MAHTO
Resident of Village- Manpur Mathiya, P.S.-Bathwariya, District-West
Champaran Petitioner/s

Versus

THE STATE OF BIHAR Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Abhishek Kumar
For the Opposite Party/s : Mr. Tapeswar Sharma

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

4 10-10-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The instant application for regular bail has been filed
by the petitioner registered for the offence punishable under
Section 364A of the Indian Penal Code.

As per allegation in the FIR, 15-16 unknown
miscreants alleged to have kidnapped brother-in-law of the
informant, namely, Rakesh Kumar Dubey in the way near
Kumarbagh Railway Dhala for ransom. When the informant
along with his brother-in-law was returning from Bettiah after
taking medicine on 16.9.2000.

Learned counsel appearing on behalf of the petitioner
has submitted that petitioner is innocent and has committed no
offence. FIR is against unknown. The complicity of the
petitioner has been transpired on the basis of confessional



statement of co-accused Yogi Mian. Statement of the victim boy was recorded u/s 164 Cr.P.C. in which he has not made specific allegation of abduction against the petitioner. Accused persons had not caused any harm to the victim. There was no call for ransom demand by the accused persons. General and omnibus allegation has been levelled against the petitioner. Petitioner has got no criminal antecedent and languishing in judicial custody since 13.02.2023.

Learned APP appearing for the State has opposed the prayer of Bail.

Having heard learned counsel for the parties and considering the facts and circumstances of the case, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned Judicial Magistrate 1st Class, Bettiah, West Champaran in connection with Chanpatia P.S. Case No. 161 of 2000.

(Sunil Kumar Panwar, J)

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