

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.34314 of 2023**

Arising Out of PS. Case No.-111 Year-2022 Thana- INDUSTRIAL AREA District- Vaishali

Aniket Kumar S/O Suresh Prasad Chaurasiya R/O Village- Jethui, P.S-  
Industrial Area Hajipur, Distt.- Vaishali.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Anish Chandra, Advocate

For the Opposite Party/s : Mr. Surendra Prasad Singh, APP

**CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA**  
**ORAL ORDER**

2      26-06-2023                      Heard learned counsel appearing on behalf of the  
petitioner and learned counsel appearing on behalf of the State.

The petitioner seeks bail in connection with Industrial  
Area Hajipur P.S. Case No. 111 of 2022 registered for the  
offence under Sections 364-A, 395 and 397 of the Indian Penal  
Code.

The accused/petitioner is not named in the F.I.R. and  
is in custody since 17.01.2023.

The allegation against the petitioner is to commit  
kidnapping during the course of dacoity, where victim rescued  
by police during the course of kidnapping itself, arresting three  
co-accused persons.

Learned counsel appearing on behalf of the petitioner  
submitted that petitioner was not apprehended on spot and his



name surfaced on the basis of confessional statement of unnamed co-accused, namely, Mukesh Kumar, who was named in this case on the basis of confessional statement of other apprehended co-accused persons. It is submitted that nothing surfaced/recovered during the course of investigation, which may connect this petitioner with present occurrence, out of said confessional statement of co-accused, namely, Mukesh Kumar, which was recorded, while apprehended in Industrial Area Hajipur P.S. Case No. 171 of 2022. While concluding the argument, it has been submitted that investigation of this case has been completed, for which, charge-sheet has been submitted, as such, there is no chance of tampering with the evidence.

Learned APP opposes the prayer of bail.

Considering the facts and circumstances as mentioned above, as save and except confessional statement of co-accused nothing appears incriminating against this petitioner to connect him with present occurrence, coupled with the fact that charge-sheet has already submitted, where petitioner is in custody since 17.01.2023 let the petitioner, above named, is directed to be released on bail in connection with Industrial Area Hajipur P.S. Case No. 111 of 2022 on furnishing bail bond of Rs.10,000/-



(Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate 1<sup>st</sup> Class, Hajipur, Vaishali/concerned court, subject to the conditions as mentioned under Section 437 (3) of the Cr.P.C.

(Chandra Shekhar Jha, J)

pooja/-

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