

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.45284 of 2023

Arising Out of PS. Case No.-55 Year-2021 Thana- NAUTAN District- Siwan

PRAMOD MAHATO @ PRAMOD KUMAR Son of Arjun Mahto Resident
of Village - Pachlakhi More, P.S.- Nautan, District - Siwan.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Bijay Prakash Singh, Advocate

For the Opposite Party/s : Mr. Anil Kumar , Addl. Public Prosecutor

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 29-08-2023 Heard learned counsel for the petitioner and the
State.

2. Petitioner apprehends arrest in a case registered for
the offence punishable under sections 366(A), 34 of the Indian
Penal Code.

3. As per the prosecution case, this petitioner along
with other co-accused persons kidnapped minor daughter of the
informant along with cash and some gold ornaments.

4. It is submitted that no occurrence as alleged has ever been
took place . It is further submitted that the co-accused Arjun
Mahto and Sonu Yadav have been acquitted vide Judgment
dated 17.05.2022 by learned Additional District and Sessions
Judge - 4th , Siwan vide Sessions Trial No. 275 of 2021 . Reg
No. 275 of 2021 arising out of Nautan P.S. Case No . 55 of



2022 where the victim Babita Kumari denied the prosecution case and deposed that she was never kidnapped by anyone . In fact on the alleged date of occurrence she had gone to her maternal uncle's house .

5. Learned counsel for the State opposes the bail petition of the petitioner.

6. Considering the deposition of the victim and circumstances of the case, in the event of arrest or surrender within six weeks from today, let the petitioner, as named above, be enlarged on bail on furnishing bail bond of Rs.10,000/-(ten thousand) with two sureties of the like amount each to the satisfaction of the learned Judicial Magistrate , 1st Class, Siwan in connection with Nautan P.S. case no. 55 of 2021 , subject to the conditions laid down under section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

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