

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.47902 of 2023

Arising Out of PS. Case No.-365 Year-2022 Thana- BEGUSARAI MUFFASIL District-
Begusarai

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Bal Krishna Jha Son Of Ram Sogarath Jha R/O-Sugaramoul, Balha, Ward No.
15, P.S.-Rosera, Distt.-Samastipur

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Pramod Kumar Singh

For the Opposite Party/s : Mr.Mithlesh Kumar Khare

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

5 30-10-2023 Heard learned counsel for the petitioner, learned
counsel for the informant and learned APP for the State.

2. The petitioner has prayed for regular bail in a case
registered for the offence punishable under sections 364(A),
120(B)/34 of the Indian Penal Code.

3. As per prosecution case, the informant alleged that
his son Vikash Kumar was abducted by the FIR named accused
persons along with others and thereafter, they called on mobile
and demanded ransom money.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. The
petitioner is not named in the FIR. He has falsely been
implicated in this case. For the alleged occurrence of 9.7.2022,



the FIR was instituted on 11.7.2022 after laps of three days. According to FIR, it appears that the alleged call has been made for ransom by co-accused Mohit Kumar not by this petitioner. The victim has also not been recovered from possession of the petitioner. It is further submitted that the petitioner is languishing in judicial custody since 19.2.2023.

5. Learned APP appearing for the state and learned counsel for the informant have opposed the prayer of regular bail and submitted that the petitioner has got several criminal antecedents.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as custody period of the petitioner, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Muffasil P.S. Case No. 365 of 2022 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Begusarai subject to following conditions:-

i) the petitioner shall co-operate in the trial and shall be present on each and every fixed date and his absence on two consecutive dates without sufficient reason, his bail bond shall



be cancelled by the Court below.

ii) In case, the petitioner repeats offence of similar nature after enlargement on bail, his bail bond shall be cancelled by the Court Below.

iii) If the petitioner tampers with the evidence or threatens the witnesses, in that case, the petitioner will be at liberty to move for cancellation of bail.

(Sunil Kumar Panwar, J)

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