

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.52625 of 2023

Arising Out of PS. Case No.-296 Year-2023 Thana- SULTANGANJ District- Bhagalpur

DEEP NARAYAN BIND @ DIP NARAYAN BIND SON OF LATE RAM
KHELAWAN BIND RESIDENT OF VILLAGE -SHIVNANDAN, PS-
SULTANGANJ, DISTT- BHAGALPUR

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Praveen Kumar, Adv.

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

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 19-08-2023 Heard Mr. Praveen Kumar, learned counsel appearing
on behalf of the petitioner and Mr. Nagendra Prasad, learned
A.P.P. for the State.

2. The petitioner apprehend his arrest in connection
with Sultanganj P.S. Case No. 296 of 2023, dated 07.06.2023,
registered under Sections 363, 365, 368, 34, 120 (B) of the
Indian Penal Code.

3. As per accusation made in the F.I.R., about one year
back the mail child of the informant was missing, and the said
child was recovered from the house of the petitioner.

4. Learned counsel appearing on behalf of the
petitioner submits that allegation made in the F.I.R. is not
sustainable because the incident, which had taken place
according to the F.I.R. is one year before the F.I.R. has been



lodged. The child has been recovered. The petitioner is not involved in any manner in kidnapping of the child.

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of pre-arrest bail to the petitioner.

6. Considering the nature of allegation made in the F.I.R. as well as the fact that the child has been recovered, let the above named petitioner, be released on bail, in the event of his arrest or surrender before the learned Court below within a period of four weeks from today, on furnishing bail bond of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M., Ist, Bhagalpur in connection with Sultanganj P.S. Case No. 296 of 2023, subject to the condition as laid down under Section 438(2) of the Cr.P.C.

7. The Court below is directed to verify the criminal antecedent of the petitioner and if it is found that the petitioner is involved in some other cases as what has been stated in paragraph no. 3 of the bail application, this order will automatically loose its force.

(Purnendu Singh, J)

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