

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.56232 of 2022

Arising Out of PS. Case No.-77 Year-2022 Thana- SIMRI District- Darbhanga

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Ravi Kumar Sah Son Of Shyam Lal Sah @ Jhamlal Sah Resident Of Village -
Sadhwara, P.S.- Simri, District - Darbhanga.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Shashank Shekhar

For the Opposite Party/s : Mr.Nityanand

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

4 17-02-2023 Heard learned counsel for the petitioner and

learned A.P.P appearing on behalf of the State.

The petitioner is languishing in custody in a
case registered for the offences punishable under
Sections 363, 365 of the Indian Penal Code.

The prosecution case as per F.I.R is that the
husband of the informant namely Arbind Yadav
proceeded with the informant's elder sister Gayatri Devi
for village Moro to drop her but as he did not return
back till late night, the informant talked with her elder
sister who disclosed that he had already returned after
dropping her. The informant thereafter went for search



of her husband and during search, the motorcycle of the victim was found parked by the side of the road at village Rasalpur but informant's husband could not be traced.

It is submitted by learned counsel for the petitioner that petitioner is innocent and he has falsely been implicated in this case. The petitioner is not named in the F.I.R. The recovery of the victim has been done on the basis of mobile location (CDR) of one Manish Kumar. There is contradiction in the statement of the victim recorded under Sections 161 and 164 of the Cr.P.C. The victim has only alleged against the petitioner that he was present in the alleged vehicle. The petitioner was not arrested from the spot rather he was arrested from his house. The petitioner is languishing in custody since 06.05.2022.

Considering the facts aforesaid and the period under custody, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs. 10,000/-



(Ten Thousands) with two sureties of the like amount
each to the satisfaction of learned Additional Chief
Judicial Magistrate, IV, Darbhanga in connection with
Simri P.S. Case No. 77 of 2022.

(Sunil Kumar Panwar, J)

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