

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.46840 of 2024

Arising Out of PS. Case No.-153 Year-2024 Thana- SAHEBGANJ District- Muzaffarpur

Bhola Kumar Son Of Rameshwar Ray Village- Rajadih, P.S.- Tariyani, Distt.-
Sheohar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Alok Kumar Alok, Advocate

For the Opposite Party/s : Mr.Syed Ehteshamuddin, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

4 22-11-2024 Heard Mr.Alok Kumar Alok, learned counsel for the

petitioner and Mr.Syed Ehteshamuddin, learned A.P.P. for the

State.

2. The petitioner seeks bail, who is in custody since
31.03.2024 in connection with Sahebganj P.S. Case No. 153 of
2024, F.I.R. dated 30.03.2024 registered for the offence
punishable under Sections 364,365/34 of IPC.

3. According to prosecution case, all the accused
persons have kidnapped the son of the informant for ransom.

4. Learned counsel appearing for the petitioner
submits that the petitioner has clean antecedent and he has
falsely been implicated in the present case. Petitioner is not
named in the FIR. The name of the petitioner has been
transpired during investigation on the basis of the confessional



statement of co-accused persons, namely, Adarsh Kumar @ Shivam and self-confessional statement of the petitioner and co-accused persons, namely, Sri Sant Kumar Singh @ Raja@ Sri Sant Kumar and Adarsh Kumar @ Shivam Kumar have been granted bail by this Court vide orders dated 21.09.2024 and 27.09.2024 passed in Cr. Misc. Nos.47884 of 2024 and 55532 of 2024 respectively and the police, after investigation, submitted chargesheet against the petitioner and the petitioner is in custody since 31.03.2024.

5. Learned APP for the State has opposed the prayer for bail of the petitioner.

6. Considering the aforesaid fact and petitioner has clean antecedent, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned J.M. 1st Class, Court No.4, Muzaffarpur in connection with Sahebganj P.S. Case No. 153 of 2024, with the following conditions:-

(I) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the Court and shall remain physically present as directed by the Court and on his/her absence on two consecutive dates without sufficient



reason, his/her bail bond shall be cancelled by the Court below.

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

(III) And, further condition that the court below shall verify the criminal antecedent of the petitioner and in case at any stage, it is found that the petitioner has concealed his criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

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