

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.48205 of 2024

Arising Out of PS. Case No.-98 Year-2022 Thana- ANDHRATHARHI District- Madhubani

Mithun Kumar @ Mithoon Kumar Bantar S/o Suresh Bantar, R/o Village-
Marukiya Ward No. 7, P.S- Andhrathadhi, Distt.- Madhubani.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Gagandeep Yadav, Advocate.
	:	Mr. Ravi Prakash, Advocate.
	:	Mr. Udeshya Kumar Yadav, Advocate.
For the Opposite Party/s	:	Mr. Jharkhandi Upadhyay, APP.

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 12-07-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in connection
with Andhrathadhi P.S. Case No.98 of 2022 instituted under
Sections 366(A)/34 of the Indian Penal Code.

3. As per the prosecution case, all the accused persons
including the petitioners have kidnapped the sister of the
informant with a view to marriage. Informant also raise
suspicion that the accused persons will sell or kill his sister.

4. Learned counsel for the petitioner submits that
petitioner is innocent and has been falsely implicated in this
case. He further submits that only on the basis of suspicion, the
name of petitioner has been implicated in this case. Learned
counsel submits that the victim in her statement recorded under
Section 164 of Cr.P.C. has not made any allegation against the



petitioner. Learned counsel submits that similarly situated co-accused persons have already been granted bail by this Court vide orders dated 08.05.2024 & 05.07.2024 passed in Cr. Misc. No.18988 of 2024 and Cr. Misc. No.46637 of 2024 respectively. He further submits that petitioner has no criminal antecedent and he undertakes to cooperate in the investigation.

5. Learned A.P.P. for the State opposes the prayer for anticipatory bail.

6. Considering the facts and circumstances of the case and submissions of learned counsel for the parties, in the event of arrest or surrender before the Court below within six weeks from today, the petitioner be released on bail upon furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount to each to the satisfaction of the learned J.M. Ist Class, Jhanjharpur, District Madhubani in connection with Andhrathadhi P.S. Case No.98 of 2022, subject to the conditions laid down in Section 438(2) of the Code of Criminal Procedure, 1973.

(Sunil Dutta Mishra, J)

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