

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.53603 of 2024

Arising Out of PS. Case No.-38 Year-2021 Thana- MANSAHI District- Katihar

Md. Mahbool @ Mahbool Alam Son Of Md. Suleman Village- Lisi Nadar,
Ps- Chaklia, Dist-Uttar Dinajpur, W.B.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sanjeev Kumar Singh, Adv.

For the Opposite Party/s : Mr. Abhay Kumar, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 20-09-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in connection with
Mansahi P.S. Case No. 38 of 2021 registered under Section
365/34 of the Indian Penal Code.

3. As per F.I.R., this petitioner along with other named
accused persons abducted the husband of informant. Co-accused
Md. Fakir demanded ransom of Rs. 2,00,000/-.

4. Learned counsel appearing on behalf of the petitioner
submits that petitioner is innocent and has falsely been
implicated in the present case due to village politics and ulterior
motive. Further submission is that specific allegation of demand
of ransom is against co-accused Md. Fakir. There is general and
omnibus allegation against this petitioner. The victim in his



statement recorded under Section 164 Cr.P.C. has not made specific accusation of abduction against this petitioner. Similarly situated co-accused Mofazzal Haque @ Mofazzal Moulvi has already been granted bail by this Court *vide* order dated 19.06.2023 passed in Cr. Misc. No. 63629 of 2022. Petitioner has got clean antecedent.

5. Learned A.P.P. for the State opposed the prayer for bail of the petitioner.

6. Having considered the facts and circumstances of the case and similarly situated co-accused has already been granted bail, let the above named petitioner be released on bail, in the event of arrest or surrender before the learned court below within a period of eight weeks from today, on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Katihar in connection with Mansahi P.S. Case No. 38 of 2021, subject to the conditions as laid down under Section 438(2) of the Cr. P.C.

(Prabhat Kumar Singh, J)

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