

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.82593 of 2024

Arising Out of PS. Case No.-297 Year-2021 Thana- LAHERIMUHALLA District- Nalanda

Tulshi Kumar S/O Krishna Prasad @ Krishan Mahto R/O Vill.- Jorapur, P.S-
Deep Nagar, District- Nalanda

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bindeshwar Prasad Singh

For the Opposite Party/s : Mr.Nirmal Kumar Sinha

**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

2 04-12-2024 Heard learned counsel for the petitioner and learned
A.P.P for the State.

2. The petitioner has preferred this application for grant of regular bail in connection with Laheri P.S. Case No. 297/2021 dated 15.07.2021 registered for the offence punishable u/ss 363 and 365 of the Indian Penal Code.

3. As per the prosecution case, unknown persons are alleged to have kidnapped the brother of the informant and one Nitish Kumar.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. The petitioner is not named in the F.I.R. The name of the petitioner has sprung up in the confessional statement of the co-accused, Rajesh Kumar. The victims in their statement recorded



u/s 164 of the Cr.P.C has not stated the name of the petitioner in the crime alleged. The petitioner is the brother of the co-accused Rajesh Kumar. The petitioner is the registered owner of the seized vehicle in question. Similarly situated co-accused has already been granted anticipatory bail by this this court *vide* order dated 19.03.2024 passed in Cr. Misc. No. 16080 of 2024. The petitioner has three criminal antecedent as stated in para 3 of the bail petition. The petitioner is in custody since 08.08.2024.

5. Learned A.P.P. for the State has vehemently opposed the bail petition of the petitioner.

6. Considering the aforesaid facts and circumstances of the case as well as the period of custody, the petitioner above-named, is directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court concerned, Nalanda, Bihar Sharif in connection with Laheri P.S. Case No. 297/2021.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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