

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.83567 of 2023

Arising Out of PS. Case No.-102 Year-2023 Thana- SAHEBPUR KAMAL District-
Begusarai

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ASHOK PASWAN @ ASHOK KUMAR PASWAN SON OF SURESH
PASWAN @ NARESH PASWAN R/O VILLAGE- MALHIPUR, P.S.-
SAHEBPUR KAMAL, DIST.- BEGUSARAI

... .. Petitioner/s

Versus

The State of Bihar PATNA

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Amar Kumar Singh

For the Opposite Party/s : Mrs. Gulnar Begum

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

3 07-03-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in a case
registered for the offences punishable under Sections 364,
120(b), 302, 201 of the Indian Penal Code.

3. The prosecution story, in brief, is that
informant's son, namely, Sajan Kumar was kidnapped by local
accused persons. He was beaten to death and his dead body was
found near Chamantol Bahiyar on the next day. Informant
believed that the petitioner and other accused persons murdered
his son.

4. Learned counsel for the petitioner submits that
the petitioner is innocent and has falsely been implicated in this



case. The allegation levelled against the petitioner is not specific rather general and omnibus in nature. There is no specific overt act against the petitioner. He submits that from bare perusal of the F.I.R. is it not clear that who have kidnapped informant's son, but only on the basis of suspicion name of the petitioner and other accused persons have been given in the present case. Similarly situated co-accused has been granted anticipatory bail by this Court vide order dated 05.03.2024 passed in Cr. Misc. No. 68509 of 2023. Petitioner has no criminal antecedent as mentioned in para-3 of this application.

5. Learned APP for the State opposes the prayer for anticipatory bail.

6. Considering the facts and circumstances of the case, arguments of the parties and perusal of the record including the case diary, it appears that there is no material available on record against the petitioner, let the above named petitioner, be released on bail, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned Court below



where the case is pending/successor Court in connection with
Sahebpur Kamal P.S. Case No. 102 of 2023, subject to the
condition as laid down under Section 438 (2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

anand/-

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