

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39191 of 2025

Arising Out of PS. Case No.-755 Year-2024 Thana- WAJIRGANJ District- Gaya

Shailesh Chand @ Suraj, S/o Om Prakash Chaudhary, resident of Village-
Terma, PS- Wazirganj, Distt.- Gaya

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s	:	Mr. Ajay Kumar Sinha, Advocate
		Ms. Varsha Verma, Advocaet
For the Opposite Party/s :		Mr. Yogendra Kumar Singh, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 18-08-2025 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

2. The accused/petitioner seeks bail in connection
with Wazirganj P.S. Case No.755 of 2024 registered for the
offences punishable under Sections 137(2), 140(3) read with
3(5) of the Bhartiya Nyaya Sanhita-2023 (for short 'B.N.S.').

3. The accused/petitioner is not named in the FIR
and is in custody since 12.10.2024.

4. Allegation against the petitioner is to kidnap the
son of informant for ransom.

5. It is submitted by learned counsel appearing for
the petitioner that the name of petitioner transpired during
the course of investigation on the basis of confessional



statement of co-accused Sanjeet Kumar Yadav, in furtherance of which, no incriminating material recovered/surfaced as to connect the petitioner *prima facie* with present occurrence of kidnapping. It is submitted that even the extortion call was made by co-accused Sanjeet Kumar. It is also pointed out that petitioner was not put on T.I.P. as yet and moreover the victim even failed to name petitioner while recording his statement under Section 164 of the Code of Criminal Procedure (in short 'CrPC'). While concluding argument, it is submitted that investigation of this case is already completed, for which, charge-sheet has been submitted and, as such, there is no chance of tampering with the evidence and moreover the petitioner is a man of clean antecedent.

6. Learned APP opposed the prayer for grant of bail to the petitioner.

7. In view of aforesaid factual submissions and by taking note of fact as save and except suspicion arising out of confessional statement of co-accused Sanjeet Kumar, nothing incriminating recovered/surfaced as to connect the petitioner *prima facie* with present occurrence of kidnapping, coupled



with the fact that investigation of this case is already completed, where petitioner is in custody since 12.10.2024, accordingly, the petitioner, who is a man of clean antecedent, is directed to be released on bail furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Judicial Magistrate-1st Class, Gaya in connection with Wazirganj P.S. Case No.755 of 2024 subject to the conditions as laid down under Section 437(3) of the CrPC/under Section 480(3) of the Bhartiya Nagrik Suraksha Sanhita (for short ‘BNSS’).

(Chandra Shekhar Jha, J.)

Sanjeet/-

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