

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31718 of 2026

Arising Out of PS. Case No.-198 Year-2024 Thana- JOKIHAT District- Araria

Md. Majid Alam @ Md. Majid S/o Md. Nasim @ Nasim Akhtar R/o Village -
Taran Kamat Tola, Ward No. 02, P.S - Jokihat, District – Araria

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Vijay Kishore Bharti, Advocate

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

CORAM: HONOURABLE MR. JUSTICE ALOK KUMAR

ORAL ORDER

5 07-08-2026 Heard learned counsel for the petitioner and the
learned APP for the State. Perused the Case Diary.

2. The petitioner apprehends his arrest in connection with Jokihat P.S. Case No. 198 of 2024, instituted for the offences under Sections 366, 376 and 120b/34 of the Indian Penal Code.

3. The Prosecution case, in short, is that on 16.05.2024 at about 11.30 P.M., the daughter of the informant went out side the house for call of nature, but she did not return. On search, informant came to know that the petitioner has kidnapped his daughter. It is alleged that the accused persons handed over his daughter after four days. The daughter of informant informed that the petitioner forcibly committed rape against her at different places.



4. Learned counsel for the petitioner submits that the petitioner has falsely been implicated in the present case. He further submits that the occurrence took place on 16.05.2024, but the F.I.R. has been lodged on 06.06.2024 without any cogent explanation. The counsel lastly submits that the petitioner has five criminal antecedents.

5. Learned A.P.P. for the State vehemently opposed the prayer for grant of anticipatory bail to the petitioner. He further submits that in the statement recorded under Section 164 of the Cr.P.C., the victim has stated that petitioner has forcibly committed rape against her.

6. Having heard the parties, considering the aforesaid facts and circumstances of the case and taking into account the nature and gravity of the offence and material available in the case diary as well as statement of victim recorded u/s 164 of Cr.P.C., this Court is not inclined to grant anticipatory bail to the petitioner.

7. Accordingly, the prayer for grant of anticipatory bail to the petitioner is, hereby, rejected.

8. However, if the petitioner surrenders before the learned court below within a period of six weeks from today and prays for regular bail, the same shall be disposed of on its own



merit without being prejudiced by this order.

(Alok Kumar, J)

manish/-

U		T	
---	--	---	--

