

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.12612 of 2025

Arising Out of PS. Case No.-1087 Year-2024 Thana- NAWADA District- Nawada

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Shyam Kishore @ Shambhu @ Shyam Kishor Rawani Son of Late Ram Prasad Resident of Village - Shubhash Nagar Gomo, PS- Hariaharpur, District- Dhanbad (Jharkhand)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Pramod Kumar, Adv
Mr. Amit Kumar, Adv
For the Opposite Party/s : Mr. Anil Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE SOURENDRA PANDEY
ORAL ORDER

5 15-07-2025 Heard learned Counsel for the petitioner and learned
A.P.P for the State.

2. The petitioner seeks regular bail in a case registered
for the offences punishable under Sections 96 of the B.N.S.

3. As per the prosecution case, on 16.09.2024 at about
8:30 A.M., the daughter of the informant had gone to Railway
Colony temple to worship, thereafter, she did not return. It is
further alleged that one Ankit Kumar son of Shayam Kishore
(petitioner) had kidnapped the daughter of the informant with an
intention to marry her.

4. Learned counsel for the petitioner has submitted
that the petitioner is innocent and has falsely been implicated in
this case. It is further submitted that the petitioner happens to be



the father of the co-accused Ankit Kumar, who is alleged to have kidnapped the victim girl. Learned counsel next submits that from perusal of the counter affidavit it is evident that the victim girl as well as FIR named Ankit Kumar were recovered and the statement of the victim girl was recorded under Section 183 of the B.N.S.S., wherein she has stated that she was not kidnapped rather she had gone along with Ankit Kumar out of her own sweet will and they have also performed marriage. It is lastly submitted that the petitioner has clean antecedent and is in custody since 27.10.2024.

5. Learned APP for the State has vehemently opposed the prayer for bail and has stated that the petitioner happens to be the father of the co-accused Ankit Kumar, who had kidnapped the daughter of the informant and was involved in the present case.

6. Considering the aforesaid submissions of the parties and taking into account the statement of the victim girl as well as the period of custody, let the petitioner above-named, be enlarged on bail on furnishing bail-bonds of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Court concerned, Nawada, in connection with Nawada Town P.S. Case No. 1087 of 2024,



subject to the following conditions:-

(i) One of the bailors will be a close relative of the petitioner.

(ii) The petitioner will remain present on each and every date fixed by the Court below, if so required by the learned Trial Court.

(iii) In case of absence on two consecutive dates or in violation of the terms of the bail, the bail bond of the petitioner will be liable to be canceled by the Court concerned.

(iv) The learned Court below shall verify the criminal antecedent of the petitioner and in case at any stage it is found that the petitioner has concealed his criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

7. The application stands allowed.

(Sourendra Pandey, J)

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