

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21711 of 2025

Arising Out of PS. Case No.-339 Year-2024 Thana- PIRPAINTI District- Bhagalpur

Md. Sojan Son of Md. Ainul Resident of Village - Rajganj, P.S. - Pirpanti,
District - Bhagalpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ranjan Kumar Jha, Advocate

For the Opposite Party/s : Mr. Jitendra Kumar Singh, APP

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

2 04-04-2025 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in connection
with Pirpanti P.S. Case No. 339 of 2024 instituted for the
offence under Sections 341, 323, 366A, 504, 506/34 of the
Indian Penal Code.

3. Prosecution case in brief is that minor daughter of
the informant was kidnapped by the petitioner along with other
co-accused person. It is further alleged that when the informant
along with her husband reached at the house of the petitioner,
they were abused.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence as alleged



against him and has falsely been implicated in the present case. Learned counsel submits that from perusal of the FIR, it would reveal that informant is not an eye witness to the occurrence. It is submitted that victim was in love with co-accused, namely, Md. Rocky and she had gone with him at her own sweet will, which fact is enumerated in her statement recorded under Section 183 of the BNSS, 2023. It is submitted that co-accused, Md. Rocky, with whom the victim allegedly fled and performed marriage has been granted bail by this Court vide order dated 31-01-2025, passed in Cr. Misc. No. 81411 of 2024.

5. On the other hand, learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case as also the nature and gravity of offence, in my view, this is not a fit case for grant of anticipatory bail, hence, I am 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 court below within a period of four weeks from today and prays for regular bail, the same would be considered by the court below in accordance with law without being prejudiced by the



order of this Court.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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