

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.36119 of 2025

Arising Out of PS. Case No.-134 Year-2025 Thana- MOKAMAH District- Patna

Chhotu Kumar Son of Suro Mahto @ Suresh Mahto Resident of village -
Kanhaipur, Police Station - Mokama, District – Patna Petitioner/s
Versus

The State of Bihar Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Arun, Advocate
		Mr. Md. Anwar, Advocate
For the Opposite Party/s	:	Mr. Renu Kumari, APP
For the informant	:	Mr. Abhigyan Kumar, Advocate
		Mr. Sanjeet Kumar, Advocate

CORAM: HONOURABLE MR. JUSTICE KHATIM REZA
ORAL ORDER

3 13-08-2025 Heard learned counsel for the petitioner; learned
counsel for the informant and learned A.P.P. for the State.

2. The petitioner seeks bail in connection with
Mokama P.S. Case No. 134 of 2025 dated 21.03.2025, instituted
for the offence punishable under Sections 87 of the B.N.S.,
2023.

3. The allegation against the petitioner is that he
enticed away the daughter of informant and solemnized
marriage with her.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and he has been falsely implicated in this
case. It is further submitted that victim is a major girl aged
about 19 years. The allegation levelled against the petitioner is
not corroborated by the statement of the victim recorded under
Section 183 of the B.N.S.S. It is next submitted that petitioner



and victim are co-villagers having love affairs and with consent of victim, the petitioner took her to Patna and then to Delhi and finally both solemnized marriage in Umanath Temple, Barh as per Hindu rites and rituals. An affidavit on the stamp paper has been filed which reveals that petitioner and victim have solemnized marriage in Umanath Temple, Barh on 24.03.2025. Lastly, it has been submitted that the petitioner is in judicial custody since 04.04.2025 having no criminal antecedents and charge-sheet has been submitted in the case.

5. Learned A.P.P. and learned counsel for the informant vehemently opposed the prayer for bail of the petitioner.

6. Having considered the facts and circumstances of the case and submissions of learned counsel for the parties, let the petitioner be released on bail upon furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned A.C.J.M.-III, Barh, Patna in Mokama P.S. Case No. 134 of 2025.

(Khatim Reza, J)

Sankalp/-

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