

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.41201 of 2025

Arising Out of PS. Case No.-380 Year-2024 Thana- MIRGANJ District- Gopalganj

Shamshad Ali @ Shamshad Hussain Son of Shamshul Haque @ Shamshad
Miyan @ Samasul Hak @ Samshul Miyan Resident of Village- Khairatiya,
PS- Mirganj District -Gopalganj

... .. Petitioner/s

Versus

1. The State of Bihar
2. Rabri Devi W/o Bir Bahadur Singh R/o Village-Ghagharia, P.S-Mirganj,
District-Gopalganj

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Dharmveer
For the Opposite Party/s : Mr. Prem Kumar Jha

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 09-07-2025 Heard the learned counsel for the petitioner and
learned APP for the State, Sri Jharkhandi Upadhyay.

2. The petitioner seeks regular bail in connection with
Mirganj P.S. Case No. 380 of 2024 registered for the offence
under Sections 87/96 of the Bharatiya Nyaya Sanhita, 2023.

3. As per the prosecution case, the petitioner is
accused of kidnapping the victim.

4. Learned counsel for the petitioner submits that the
victim in her statement recorded under Section 180 BNSS has
said that she had left her house on her own sweet will. The
petitioner is in custody since 18.03.2025.

5. Learned A.P.P. appearing for the State has



vehemently opposed the prayer for bail.

6. In view of the aforesaid discussions, this application is disposed of with a direction to the District and Additional Sessions Judge-VI-cum-Spl. Judge, POCSO, Gopalganj/concerned Court below to verify the aforesaid submission of the petitioner. If the statement made on behalf of the petitioner is found true then the petitioner shall be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the concerned Court below in connection with Mirganj P.S. Case No. 380 of 2024. If the statement made on behalf of the petitioner is found false, an appropriate order shall be passed by the Court below.

(Sandeep Kumar, J)

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