

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.43004 of 2025

Arising Out of PS. Case No.-227 Year-2024 Thana- Patarghat District- Saharsa

Shivam Kumar @ Shiv Kumar @ Chunma S/o Shiv Nath Yadav Resident of
village-Amrita, Ward No 5, P.S.- Sonbarsa Raj, Distt- Saharsa

... .. Petitioner/s

Versus

1. The State of Bihar Bihar
2. Pinki Kumari W/o Mulayam Yadav R/o Vill- Jamhara, Ward No. 03, P.S.-
Patarghat, Distt- Saharsa

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Subesh Sharma, Advocate
For the State	:	Mr. Umanath Mishra, APP
For the informant	:	Mr. Binod Kumar Sinha, Advocate Mr. Ashok Kumar, Advocate

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

3 03-09-2025 Heard the learned counsel for the petitioner, learned
APP for the State and the learned counsel for the informant.

2. The petitioner seeks regular bail in connection with
Patarghat P.S. Case No. 227 of 2024 registered for the offence
under Sections 96 and 3(5) of the BNS.

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

4. Learned counsel for the petitioner submits that
petitioner is innocent and has not committed any offence.
Petitioner is in custody since 03.04.2025.

5. Learned A.P.P. for the State as well as the learned
counsel for the informant have vehemently opposed the prayer



for bail.

6. Though the allegation against the petitioner is of kidnapping the victim girl but from the statement of the victim girl it appears that the victim girl had eloped with the petitioner on her own and got married to him.

7. Considering the aforesaid facts and circumstances, this application for regular bail is allowed.

8. Accordingly, let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand)with two sureties of the like amount each to the satisfaction of the learned Special Judge, POCSO, Saharsa/concerned Court below in connection with Patarghat P.S. Case No. 227 of 2024.

(Sandeep Kumar, J)

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