

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.45011 of 2025

Arising Out of PS. Case No.-190 Year-2025 Thana- NAWADA District- Nawada

Monu Kumar @ Aakashdeep S/o Tuntun Sao @ Ram Krishan Sao @
Ramkrishna Kumar R/o Village- Bahadurpur, P.S.- Rajauli, District- Nawada,
Bihar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Devendra Prasad Singh, Advocate.

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

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

3 16-10-2025 Heard learned counsel appearing on behalf of the
petitioner and learned APP for the State.

2. The petitioner seeks pre-arrest bail in connection
with Nawada Town P.S. Case No. 190/2025 registered for the
offence punishable under Section 140(1) of the BNS.

3. Allegation is of kidnapping the father-in-law of the
co-accused Uday Kumar (brother of the petitioner).

4. Learned counsel appearing on behalf of the
petitioner submitted that the petitioner is quite innocent and he
has falsely been implicated in the case. The petitioner is not
named in the F.I.R. The petitioner is the brother of co-accused
Uday Kumar whose father-in-law is said to have been
kidnapped. The name of the petitioner has surfaced in the case



on the basis of confessional statement of co-accused Mukesh Kumar and also in the statement of the victim recorded under Section 180 BNSS. The allegation levelled against the petitioner is not specific. Matrimonial case is going on between the brother of the petitioner and the sister of the informant and the petitioner has no concern with the affairs of his brother and his brother's wife. The petitioner has clean antecedent.

5. Learned APP for the State has vehemently opposed the prayer for grant of pre-arrest bail to the petitioner.

6. Considering the nature of allegation made against the petitioner and the fact that the petitioner is not named in the F.I.R. and the name of the petitioner has surfaced in the case on the basis of confessional statement of co-accused Mukesh Kumar and the statement of the victim recorded under Section 180 BNSS which has no evidentiary value in the eye of law, the petitioner, above named, is directed to be released on pre-arrest bail, in the event of his arrest or surrender before the Court below within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned CJM, Nawada in connection with Nawada Town P.S. Case No. 190 of 2025, subject to the condition as laid down under Section 438(2)



Cr.P.C / 482(2) BNSS.

7. The District Court is directed to verify the criminal antecedent of the petitioner and if it is found that the petitioner is involved in some other cases as what has been stated in Para- 3 of the bail petition, this order will automatically lose its force.
8. The bail application stands disposed of.

(Purnendu Singh, J)

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