

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.50679 of 2025

Arising Out of PS. Case No.-43 Year-2025 Thana- BARAHAT District- Banka

Nitish Choudhary @ Kanhaiya @ Nitesh Kumar S/O Manikant Choudhari
R/O Vill.- Khanbad, P.S.- Bandhua Kurawan, Bounsi, Dist.- Banka

... .. Petitioner/s

Versus

1. The State of Bihar Patna
2. Uttam Choudhari S/O Late Shankar Choudhari R/O Vill.- Andhirsoot, P.S.-
Bounsi, Dist.- Banka.

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Md.Najmul Hodda, Advocate
		Mr. Kumar Rajdeep, Advocate
For the Opposite Party/s	:	Mr. Ram Sevak Choudhary

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

3 20-11-2025 Heard the learned counsel for the petitioner and

learned counsel for the State. None appears on behalf of the

informant.

2. The petitioner apprehends his arrest in connection

with Barahat P.S. Case No. 43 of 2025 registered for offences

under Sections 366(A), 504, 506/34 of the Indian Penal Code

and Section 8/12 of the POCSO Act.

3. As per the prosecution case, the petitioner and

others are accused of kidnapping the minor daughter of the

informant.

4. Learned counsel for the petitioner submits that

petitioner is quite innocent and has not committed any offence.



He further submits that the petitioner has falsely been implicated in this case.

5. Learned APP for the State has 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.

7. Considering the aforesaid facts and circumstances of the case, this application for anticipatory bail stands allowed.

8. Accordingly, let the petitioner, above-named, in the event of his arrest or surrender within four weeks from today in the Court below, be released on bail on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-6th-cum-Special Judge, POCSO Act, Banka/concerned court below in connection with Barahat P.S. Case No. 43 of 2025, subject to the conditions as laid down under Section 482(2) of the B.N.S.S.

(Sandeep Kumar, J)

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