

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.50542 of 2025

Arising Out of PS. Case No.-34 Year-2024 Thana- SIMRA District- Aurangabad

Vikash Kumar S/o- Prem Paswan R/o Village- Daspur Post- Karmoli P.S.
Khajauli District-Madhubani

... .. Petitioner/s

Versus

1. The State of Bihar
2. Anil Yadav S/o- Ramkeshwar Yadav Village- GAdhwa Simra Ps- Simra
Dist- Aurangabad

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Md. Soban Asghar, Advocate
For the Opposite Party/s : Mr. Madan Kumar, A.P.P.

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 11-08-2025 Heard Mr. Md. Soban Asghar, learned counsel

appearing on behalf of the petitioner and Mr. Madan Kumar,

learned APP for the State.

2. The petitioner seeks pre-arrest bail in connection
with G.R. No. 128 of 2024 arising out of Simra P.S. Case No. 34
of 2024 registered for the offence punishable under Sections
137(2), 96, 3(5) of the BNS and Section 8 of the POCSO Act.

3. As per the allegation made in the FIR, the petitioner
had allegedly eloped with the minor daughter of the informant
with the help of other co-accused.

4. Learned counsel appearing on behalf of the
petitioner submitted that petitioner is innocent and has falsely



been implicated in the present case. Both petitioner and victim were in love relationship and they are living together. The victim is adult. Petitioner has clean antecedent. On these grounds, petitioner seeks to be released on pre-arrest bail.

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

6. Having considered the rival submissions made on behalf of the parties, as well as, in absence of any statement made in the pleading in support of submission made before this Court, I am not inclined to enlarge the petitioner on pre-arrest bail.

7. The petitioner, if so advised, may surrender before the learned District Court and seek regular bail. In that case, the learned District Court is directed to consider his bail application on the same day and pass necessary order in accordance with law.

8. The present bail applications stand disposed of.

(Purnendu Singh, J)

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