

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51215 of 2025

Arising Out of PS. Case No.-62 Year-2025 Thana- FULKAHA District- Araria

=====

Sheetal Pandit @ Sheetal Kumar Pandit @ Shital Kumar Pandit, Gender Male, Aged about 21 Years, Son of Sanjay Pandit, Resident of Village- Amhara, Ward No.-9, Police Station-Forbesganj, District- Araria

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Kumar Ravish, Advocate

For the Opposite Party/s : Mrs. Madhuri Lata, A.P.P.

=====

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 12-08-2025 Heard Mr. Kumar Ravish, learned counsel appearing on behalf of the petitioner and Mr. Madhuri Lata, learned APP for the State.

2. The petitioner seeks pre-arrest bail in connection with Fulkaha P.S. Case No. 62 of 2025, registered for the offence punishable under Sections 137(2), 87 and 3(5) of the BNS.

3. As per the allegation made in the FIR, petitioner had kidnapped the younger sister of the informant with an intention to marry with her.

4. Considering the allegation made in the FIR, as well as, the statement of the victim recorded under Section 183 of the BNSS, in which she has stated that she was in relationship with



the petitioner for six months, the allegation that the petitioner had forcibly kidnapped her with an intention to marry cannot prima facie be established. The petitioner has just emerged as an adult being aged about 21 years and the victim is aged about 20 years and at this stage, natural attraction for the opposite sex cannot be denied coupled with the several psychological and physiological change person undergo. Learned District Court is directed to reconsider the bail application of the petitioner in light of the judgment passed by the Madras High Court in the case of *Vijayalakshmi & Anr. vs. State Rep. by the Inspector of Police & Anr.* reported in (2021) SCC OnLine Mad 317 and pass order in accordance with law.

5. Accordingly, the present bail application stands disposed of.

(Purnendu Singh, J)

Niraj/-

U		T	
---	--	---	--

