

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.56017 of 2025

Arising Out of PS. Case No.-86 Year-2025 Thana- KHAIRA District- Saran

Manikant Chaurasiya @ Manikant Kumar Chaurasiya S/o late Shobhnath
Chaurasiya Resident of vill-Khaira, P.S. - -Khairam, Dist. - Saran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Yogesh Chandra Verma, Sr. Advocate Mr. Rizwanul Jama Khan, Advocate
For the Opposite Party/s	:	Mr. Nand Kishore Prasad, APP

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 27-08-2025 Heard learned senior counsel for the petitioner and
learned APP for the State.

2. The petitioner is apprehending arrest in connection with Khaira P.S. Case No. 86 of 2025, dated 27.04.2025, lodged under Sections 137(2) & 87 of the Bhartiya Nyaya Sanhita, 2023 (hereinafter referred to as “BNS, 2023”), pending before the Court of Incharge Chief Judicial Magistrate, 1st Class, Saran at Chapra.

3. As per the prosecution, FIR has been lodged against the present petitioner with the allegation that he lured the informant’s daughter with the intention of marriage and kidnapped her.



4. Learned senior counsel for the petitioner submits that the petitioner is innocent and has committed no offence. He further submits that the victim is a major and went with the petitioner of her own free will. However, he also submits that the criminal antecedents of the petitioner are not clean, as three criminal cases are pending against him.

5. Learned APP for the State opposes the prayer for bail of the petitioner and submits that the petitioner is a married man, aged about 42 years, with two children, despite this, he lured and abducted the victim for the purpose of marriage. He further submits that three criminal cases are pending against the petitioner, including one case lodged under Sections 498A and 34, and under Sections 3/4 of the Dowry Prohibition Act. He also submits that the Sessions Court, in its rejection order, acknowledged that the victim has been recovered and her statement under Section 183 of the BNSS has been recorded, in which she supported the prosecution case by stating that the petitioner forcibly kidnapped her and concealed her in a room.

6. In the present facts and circumstances, this Court is not inclined to grant anticipatory bail to the petitioner. Accordingly, the prayer for anticipatory bail of the petitioner is hereby rejected.



7. It is directed to the petitioner to surrender before the Trial Court within a period of 6 weeks from today. In case, the petitioner surrenders within six weeks, then the Trial Court is directed to pass order on his surrender-cum-bail application on the same day without being prejudice that the anticipatory bail of the petitioner has been rejected by this Court and the Trial Court shall pass order on the merit of this case.

(Dr. Anshuman, J)

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