

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4324 of 2026

Arising Out of PS. Case No.-33 Year-2025 Thana- KURTHA District- Jehanabad

Shiv Kumar @ Raj Kumar S/o Rang Bahadur Yadav R/o Village- Jalu Bigha,
P.S.- Kurtha, Dist.- Arwal

... .. Petitioner/s

Versus

1. The State of Bihar Bihar
 2. XXXX D/o XXX R/o vill - Jalu Bigha, P.s- Kurtha, Distt.- Arwal
- Opposite Party/s

Appearance :

For the Petitioner/s : Ms. Prerna Anand
For the Opposite Party/s : Mr. Sucheta Yadav

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

- 3 08-05-2026 1. Heard learned counsel for the petitioner and learned
A.P.P. for the State.
2. The petitioner seeks bail in a case registered for the
offences punishable under Sections 96 and 3(5) of the Bharatiya
Nyaya Sanhita and u/s 08 of the POCSO Act.
3. Learned counsel for the petitioner submits that the
petitioner is in custody since 17.11.2025, is a person with clean
antecedent.
4. Learned counsel for the petitioner submits that
informant alleges that her daughter had gone to attend coaching
but did not return, on search she could not be located. Later, she
came to know that petitioner has enticed the victim with the
help of his family members. Learned counsel submits that the
petitioner has falsely been implicated in the instant case by the
informant. It is next submitted that the petitioner and the victim



were in love and they eloped. It is also submitted that the victim came back and her statement were recorded u/s 183 of B.N.S.S. wherein she has not supported the case of the prosecution rather has stated she has performed marriage with the petitioner and it is also submitted that age of the victim is 18 years 8 months on the date of occurrence.

5. Learned A.P.P. for the State vehemently opposes the prayer for bail of the petitioner and is not in a position to rebut the submission of learned counsel appearing on behalf of the petitioner after perusing the case diary that the victim has not supported the case of prosecution.

6. Considering the submission made by learned counsel for the petitioner, let the petitioner above named is directed to be released on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned trial court where the case is pending/successor court in connection with Kurtha P.S. Case No. 33 of 2025.

(Satyavrat Verma, J)

Ranjeet/-

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