

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.2593 of 2026

Arising Out of PS. Case No.-113 Year-2025 Thana- GAUNAHA District- West Champaran

Prince Kumar Son of Sunil Chaudhary R/o Village - Parsa, P.S.- Gaunaha,
Dist.- West Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Gyan Prakash, Advocate

For the Opposite Party/s : Mr. Satya Nand Shukla, APP

CORAM: HONOURABLE MR. JUSTICE SOURENDRA PANDEY
ORAL ORDER

2 28-01-2026 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. Petitioner apprehends his arrest in connection with
Gaunaha P.S. Case No. 113 of 2025 registered for the offences
under Sections 137(2), 351(2) and 3(5) of the B.N.S.

3. As per the prosecution story, the allegation against
the petitioner is that he, along with another person, lured away
the minor daughter of the informant for the purpose of
marriage.

4. Learned counsel for the petitioner submits that the
petitioner has falsely been implicated in the present case. It is
submitted that the petitioner and the daughter of the informant
were in love and that the daughter of the informant had gone



with the petitioner out of her own sweet will. It has further been submitted that the victim was examined by the police, wherein she disclosed that she had gone with the petitioner on her own free will and had also performed marriage with him. It is next submitted that there is nothing on record to suggest that the victim is a minor, however, even from the statement, the victim was about 17 years and 8 months aged at the time of occurrence. It has lastly been submitted that the petitioner carries clean antecedent.

5. Learned APP for the State has vehemently opposed the prayer for anticipatory bail.

6. Considering the aforesaid submission, facts and circumstances of the case, let the petitioner above named be released on anticipatory bail, in the event of arrest or surrender before the learned Court below within a period of four weeks from today, on furnishing bail bonds of Rs.10,000/-(ten thousand) with two sureties of the like amount each to the satisfaction of the learned Court below where the case is pending/successor court in connection with Gaunaha P.S. Case No. 113 of 2025 subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure read with corresponding Section 482(2) of B.N.S.S. as well as subject to



the following conditions:-

- (i) One of the bailors of the petitioner shall be his close relative.
- (ii) The petitioner shall remain physically present in Court on each date of the trial.
- (iii) In case of absence on two consecutive dates, or in violation of the terms of the bail, the bail bond of the petitioner will be liable to be cancelled by the Court concerned.
- (iv) If the petitioner is found involved in similar nature of offence in future, the prosecution shall be at liberty to move for cancellation of his bail bond.
- (v) The learned Court below shall verify the criminal antecedent of the petitioner and in case at any stage it is found that the petitioner has concealed his criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.



7. Accordingly, the prayer for anticipatory bail is allowed.

8. It is made clear that the observations, if any, made in this order, shall be of no bearing during the trial.

(Sourendra Pandey, J)

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