

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.2065 of 2026

Arising Out of PS. Case No.-169 Year-2025 Thana- MOTIHARI MUFASIL District- East
Champaran

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Bittu kumar Son of Jagu Prasad @ Jageshwar Prasad Resident Of Village -
Godhawa Ps- Muffasil District -East Champaran

... .. Petitioner/s

Versus

1. The State of Bihar
2. Sita Devi wife of Prabhu Ram Resident Of Village - Rulhi Ps- Muffasil
District -East Champaran

... .. Opposite Party/s

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Appearance :

For the Petitioner	:	Mr. Raki Alam, Advocate
For the State	:	Mr. Raj Kishor Singh, APP
For the Informant	:	N o n e

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 06-04-2026 Heard learned counsel appearing on behalf of the

petitioner and learned APP appearing on behalf of the State.

2. Despite valid service of notice, no one appears on
behalf of the informant/Opposite Party No. 2.

3. The petitioner apprehends his arrest in a case
registered for the offence punishable under Section 96 of the
B.N.S. and Sections 8 and 12 of the POCSO Act.

4. As per prosecution case, it is alleged that on
16.03.2025, this petitioner, along with other F.I.R. named
accused persons, kidnapped minor daughter of informant for the
purpose of marriage while she had gone to attend call of nature.



5. It is submitted by learned counsel appearing on behalf of the petitioner that petitioner is quite innocent and has committed no offence. Allegations levelled against this petitioner are false and concocted. During investigation, the victim was recovered and in her statement recorded under Section 183 of the B.N.S.S., she denied the *factum* of kidnapping and has categorically stated that she went to Nepal out of her own sweet will and no one kidnapped her. Petitioner claims clean antecedents.

6. Learned A.P.P. for the State has vehemently opposed the prayer for grant of anticipatory bail to the petitioner.

7. Considering the facts and circumstances of the case, statement of the victim recorded under Sections 183 of the B.N.S.S. and clean antecedents of the petitioner, the prayer for grant of anticipatory bail to the petitioner is allowed.

8. Accordingly, in the event of arrest/surrender within a period of eight weeks from today, let the above named petitioner be enlarged on bail on furnishing bail-bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned 6th District and Additional Sessions Judge-cum-Exclusive Special Judge, POCSO Act, East



Champaran, Motihari in connection with Muffasil P.S. Case No.
169 of 2025, subject to condition as laid down under Section
482(2) of the B.N.S.S..

(Prabhat Kumar Singh, J)

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