

IN THE HIGH COURT OF JUDICATURE AT PATNA

CRIMINAL MISCELLANEOUS No.7220 of 2026

Arising Out of PS. Case No.-87 Year-2025 Thana- FORBESGANJ District- Araria

Md. Abujar @ Bijju @ Abwjar S/O Md. Mohsim @ Md. Mosim R/O Vill.-
Khawaspur, P.s.- Simraha Forbesganj, District- Araria

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Mrigendra Kumar

For the Opposite Party/s : Mr.Nand Kishore Prasad

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

4 07-05-2026 Heard learned counsel for the parties.

2 The petitioner seeks regular bail in a case registered for the offence punishable under Sections 87 and 3 (5) of the BNS.

3 The prosecution case, in short, is that the petitioner has kidnapped the daughter of the informant.

4 Learned counsel for the petitioner submits that from perusal of the FIR, it is clear that the informant has stated that he came to know from villagers that the petitioner has kidnapped his daughter. Learned counsel for the petitioner has next submitted that in this case, the victim is still traceless and by the order of this Court, an SIT was constituted and a report was also called for from the SP, Araria. The report is at the record and from perusal of the same, it is clear that the victim is still traceless.

5 Now coming back to the merits of the case. During the course of investigation, it has not come to the fore as to who has disclosed the informant that the petitioner has taken his



daughter. Learned counsel for the petitioner has brought to the notice of this Court the statements of certain witnesses during investigation in which they have stated that the informant himself had scolded, abused and ousted his daughter. Learned counsel for the petitioner has further submitted that it is true that the victim is still missing but the allegation that the petitioner has kidnapped her is not substantiated as no body has stated this fact during the entire investigation that he has seen the petitioner taking away the daughter of the informant.

6 Contrary to this, learned APP appearing for the State has vehemently opposed the prayer for bail.

7 Considering the aforesaid facts and circumstances of the case, this Court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail on his furnishing bonds of Rs 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned CJM, Araria in Forbesganj PS Case No 87 of 2025 dated 13.02.2025.

(Ashok Kumar Pandey, J)

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