IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9777 of 2026

Arising Out of PS. Case No.-203 Year-2025 Thana- ISHAKCHAK District- Bhagalpur

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Vishwajeet Kumar @ Golu S/o- Virendra Mahto R/v- Vikrampur Ps- Bihpur Dist- Naugachia

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr.Sumit Kumar Gupta
For the Opposite Party/s : Mr.Chandra Bhushan Prasad- A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA

ORAL ORDER

3 27-04-2026 1. Heard learned counsel for the petitioner and learned APP for the State.

2. The petitioner seeks bail in anticipation of his arrest in a case registered for the offences punishable under Sections 96, 140(1), 351(2) and 3(5) of the B.N.S.

3. The learned counsel for the petitioner submits that the petitioner is a person with clean antecedent and the informant alleges that her minor daughter was kidnapped by the petitioner, Ashutosh and others and the informant fears that her daughter might be harmed.

4. The learned counsel for the petitioner submits that petitioner has been falsely implicated in the instant case by the informant as petitioner and the victim were known to each other. It is next submitted that victim came back and her statement was

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recorded under Section 183 BNSS. It is also submitted that the victim in her statement recorded under Section 183 BNSS has not supported the case of the prosecution rather has said that she on her own volition left the house on 14.08.2025 and went to stay in a girls lodge. The victim further stated that her mother is in a relationship with one Md. Aarif and Aarif used to come to their house and her mother made her sleep with Aarif, on objection the room was locked from outside and Aarif committed rape on 31.06.2023, thereafter she went and disclosed the said occurrence to her maternal grandmother and other family members but they did not believe. She has further stated that though she had forgiven her mother but then Aarif kept coming to the house and the mother used to insist for establishing relation hence she fled from the house.

5. The learned counsel appearing on behalf of the petitioner next submits that from perusal of the statement of the victim recorded 183 BNSS, it would manifest that she has not even remotely suggested the involvement of the petitioner in the occurrence in any manner rather thrust of her statement is against her mother and Aarif.

6. Learned A.P.P. Sri Chandra Bhushan Prasad after perusing the statement of the victim recorded under Section 183

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BNSS does not dispute the said submission of the learned counsel appearing on behalf of the petitioner.

7. After hearing the learned counsel for the parties, the petitioner, above-named, in the event of his arrest or surrender before the learned Court below within a period of six weeks, is directed to be released on bail on his furnishing bail-bonds in the sum of Rs.5,000/- (Rupees Five 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 Ishakchak P. S. Case No.203 of 2025, subject to the conditions laid down under Section 482(2) of the B.N.S.S.

8. The application stands allowed.

(Satyavrat Verma, J)

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