

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.8797 of 2026

Arising Out of PS. Case No.-156 Year-2024 Thana- TARARI District- Bhojpur

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Suraj Kumar @ Surya Kumar S/o Mr. Shivmohar Ram @ Shimohar Ram R/o
Village - Jethwar, P.S.- Tarari, District - Bhojpur

... .. Petitioner/s

Versus

1. The State of Bihar Bihar
2. Sushil Kumar S/o Ram Pravesh Ram R/o Village - Jethwar, P.S - Tarari,
District - Bhojpur

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Harsh Vardhan
For the Opposite Party/s : Mr.Md. Fahimuddin

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CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

3 31-03-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with Tarari
P.S. Case No. 156 of 2024 registered for the offence punishable
under Section 96 of the Bharatiya Nyaya Sanhita.

3. From the FIR, it appears that the petitioner is
alleged to have kidnapped the victim.

4. The FIR was registered on 01.08.2024. The
recovery of the victim has been shown to be on 12.08.2024. The
victim in her statement under Section 183 of the BNSS has said
that the petitioner had taken her and thereafter her father and her
uncle were informed and they had taken her back and they were
also bringing the petitioner who had escaped. This statement has
been recorded on 12.08.2024.

5. The petitioner is in custody since 16.10.2025.



6. It is not in dispute that the victim is alleged to have been recovered by the police from her own house as recorded in para-17 of the case diary. Therefore, the contention of the learned counsel for the petitioner the present is an absurd story and the petitioner has been falsely implicated appears to be credible.

7. Considering the aforesaid, this application is allowed.

8. Let the petitioner, above named, be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned 6th District and Additional Sessions Judge-cum- Exclusive Special Court, POCSO Act, Bhojpur at Ara/ concerned Court in connection with Tarari P.S. Case No. 156 of 2024.

9. It is, however, clarified that the observations made herein are limited to the adjudication of the present bail application and shall not prejudice the case of the petitioner at any subsequent stage of the trial and this Court has not express any opinion on the merits of the case.

(Sandeep Kumar, J)

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