

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.13199 of 2026

Arising Out of PS. Case No.-119 Year-2025 Thana- RAJNAGAR District- Madhubani

Deepak Kumar Mukhiya@ Deepak Sahni @ Deepak Mukhiya Son of Dilip
Mukhiya Resident of Village - Jorja, P.S- Baheri, Dist. - Darbhanga.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Saurav Anand, Advocate

For the Opposite Party/s : Mr. Manoj Kumar, A.P.P.

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

5 14-07-2026 Heard learned counsel for the petitioner and the State.

2. Petitioner apprehends arrest in a case registered for the offences punishable under Sections 87, 137(2) of the Bharatiya Nyaya Sanhita.

3. As per F.I.R., this petitioner kidnapped minor daughter of the informant for the purpose of marriage.

4. Learned counsel for the petitioner submits that petitioner is innocent and has committed no offence. Informant has not disclosed the source of information as to how he came to know that this petitioner kidnapped his daughter. During investigation, victim was recovered and her statement was recorded under Section 183 BNSS, wherein, she stated that she herself went away and no one kidnapped her. He further submits that in this case, on the direction of a co-ordinate Bench of this Court *vide* order dated 25.03.2026, a counter affidavit was filed



on behalf of the Superintendent of Police, Madhubani wherein, in paragraph nos. 10 and 11 it is stated that after thorough analysis of all the materials gathered during investigation, it reveals complete absence of any credible evidence establishing the involvement of petitioner in the alleged offence. He further submits that the investigating agency, after thorough investigation, submitted final form no. 122 of 2026 dated 24.03.2026 before the learned court below categorizing the case as 'Mistake of Fact', which exonerates petitioner of all charges levelled in the F.I.R. Petitioner claims clean antecedent.

5. Learned A.P.P. for the State vehemently opposed the bail application.

6. Considering backdrop of the case, materials available on record, final form and clean antecedent, this anticipatory bail is allowed and it is ordered that let the above named petitioner in the event of his arrest/surrender before the court below within a period of eight weeks from today, 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 Additional Chief Judicial Magistrate-I, Madhubani in connection with Rajnagar P. S. Case No. 119 of 2025, subject to condition as laid down under Section 482(2) of



the Bharatiya Nagarik Suraksha Sanhita, 2023.

(Prabhat Kumar Singh, J)

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