IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.25992 of 2026

CNR No. BRHC010361302026

Arising Out of PS. Case No.-20 Year-2026 Thana- WARISNAGAR District- Samastipur

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1. Bhola Chaudahry @ Bhola Chaudhary S/o Ram Prasad Chaudhary R/o - Bhadoghat, P.S - Warisnagar, District - Samastipur, Bihar
2. Navita Kumari D/o Bhola Chaudhary @ Bhola Chaudhary R/o - Bhadoghat, P.S - Warisnagar, District - Samastipur, Bihar
3. Dhermshila Devi W/o Upendra Chaudhary R/o - Bhadoghat, P.S - Warisnagar, District - Samastipur, Bihar

... ... Petitioner/s

Versus

1. The State of Bihar
2. Shaili Devi W/O- Subodh Thakur r/o vill- rahua ps- warisnagar, dist- samastipur

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Vinay Kumar Mishra, Advocate
For the Opposite Party/s : Mr. Ram Priya Sharan Singh, A.P.P

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH

ORAL ORDER

6 28-10-2026 Heard Mr. Vinay Kumar Mishra, learned counsel appearing for the petitioners and learned A.P.P for the State.

2. Petitioner apprehends arrest in a case registered for the offence punishable under sections 137(2), 96, 352, 351(2) and 3(5) of BNS.

3. The prosecution case, as stated in the FIR, lodged on the basis of the informant Shaili Devi's application, is that on 17.01.2026, Navita Kumari (petitioner no.2) came to her house and stated that it was her birthday, asking the informant to allow

Sanjula Kumari, aged about 17 years, to accompany her. When Navita Kumari (petitioner no.2) was called repeatedly at around 10:00 PM, she did not respond. On the following morning, i.e., on 18.01.2026, informant's husband and relatives, namely Ram Prasad Chaudhary, Bhola Chaudhary (petitioner no.1), Upendra Chaudhary and Dharamshila Devi (petitioner no.3), allegedly went to the informant's house, where they abused and assaulted her. It is further alleged that Upendra Chaudhary stated that his son Pankaj Kumar had taken the girl away and threatened the informant if she ever visited their house again.

4. It is submitted on behalf of the petitioners that these petitioners are innocent and have committed no offence. It is further submitted that petitioner no.1&2 are co-sharers of co-accused Pankaj Kumar and petitioner no.3 is mother of co-accused Pankaj Kumar. During investigation, the victim was recovered and her statement was recorded under section 183 BNSS, wherein she stated that she was in love affair with co-accused Pankaj Kumar since three years and subsequently, they married on 21.01.2026 in Khanpur. Victim has denied the *factum* of kidnapping. Further, the Court below has assessed her age to be 18 years. Petitioners claim clean antecedent.

5. Considering the nature of accusation, clean

antecedent and statement of victim recorded under section 183 BNSS, prayer for bail of these petitioners is allowed. In the event of arrest/surrender within eight weeks from today, let these petitioners, mentioned above, be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) each with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate 1st Samastipur, in connection with Warisnagar P.S. Case No. 20 of 2026, subject to the conditions laid down under section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023.

(Prabhat Kumar Singh, J)

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