

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.30517 of 2026

Arising Out of PS. Case No.-318 Year-2025 Thana- SIMRI District- Darbhanga

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Bittu Kumar @ Lal Babu S/o Lalbabu @ Mithilesh Sah R/o vill - Basatwara,
P.S.- Simri, Distt.- Darbhanga

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mrs. Madhubala Verma, Advocate Mr. Chitransh Raj, Advocate Mr. Ajay Kumar Verma, Advocate
For the Opposite Party/s :		Mr. Tarkeshwar Nath Thakur, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 06-05-2026 Heard Mrs. Madhubala Verma, learned counsel

appearing on behalf of the petitioner and Mr. Tarkeshwar Nath

Thakur, learned APP for the State.

2. The petitioner seeks pre-arrest bail in connection
with Simri P.S. Case No. 318 of 2025, registered for the offence
punishable under Sections 137(2) and 96 of the BNS.

3. As per the allegation made in the FIR, the petitioner
had allegedly kidnapped the minor daughter of the informant.

4. Learned counsel appearing on behalf of the
petitioner submitted that petitioner is innocent and has falsely
been implicated in the present case. The victim in her statement
recorded under Section 183 BNSS has not supported the
prosecution story, rather, she has admitted that she was in love



relationship with the petitioner and she had accompanied the petitioner willingly. The petitioner has clean antecedent. On these grounds, petitioner seeks to be released on pre-arrest bail.

5. Learned APP for the State vehemently opposed the prayer for grant of pre-arrest bail.

6. Having heard the rival submissions made on behalf of the parties, as well as, from the impugned order it appears that the victim in her statement recorded under Section 183 before the learned Magistrate, has not supported the prosecution story, rather, she has admitted that she was in love relationship with the petitioner and she had accompanied the petitioner willingly. The petitioner has clean antecedent. I am of the opinion that petitioner has, *prima facie*, made out a case to be released on pre-arrest bail.

7. The petitioner, above named, is directed to be released on pre-arrest bail, in the event of his/her arrest or surrender before the learned District Court within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned District Court where the case is pending, in connection with Simri P.S. Case No. 318 of 2025, subject to the condition as laid down under Section 482(2)



of the BNSS.

8. The learned District Court is directed to verify the criminal antecedent of the petitioner as stated in paragraph no. 3 of the bail application. If any other case is pending against the petitioner as what has been stated in paragraph no. 3, this order will lose its force automatically.

9. Accordingly, the present application stands disposed of.

(Purnendu Singh, J)

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