

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35793 of 2026

Arising Out of PS. Case No.-335 Year-2025 Thana- BIRAUL District- Darbhanga

Nitish Kamti S/O Narayan Kamti Resident of Village - Bhavanipur, Police
Station- Biraul, District- Darbhanga

... .. Petitioner/s

Versus

1. The State of Bihar Bihar
2. XXX S/O YYYY Resident of Village - Bhavanipur, Ward No- 12 Police
Station- Biraul, District- Darbhanga

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Nilendu Kumar Choudhary

For the Opposite Party/s : Mr.Sanjay Kumar Sharma

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

3 28-07-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with
Biraul P.S. Case No. 335 of 2025 registered for the offence
under Sections 137(2)/96 and 3(5) of the BNS but charge-sheet
has been submitted under Sections 137(2), 115(2), 96, 3(5) of
the BNS and under Section 4/ 6 of the POCSO Act.

3. As per the prosecution case, the petitioner is
accused of kidnapping the minor victim.

4. The petitioner is in custody since 02.07.2025.

5. Learned counsel for the petitioner submits that
the petitioner is innocent and has falsely been implicated in this



case. He further submits that the victim girl in her statement made under Section 183 of the BNSS has not supported the prosecution case and she has said that she was in relationship with the petitioner.

6. Considering the aforesaid facts, this application is allowed.

7. Let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned concerned Court below in connection with Biraul P.S. Case No. 335 of 2025.

(Sandeep Kumar, J)

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