

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.48838 of 2026

Arising Out of PS. Case No.-270 Year-2026 Thana- MALSALAMI District- Patna

Dhiraj Kumar S/O Arun Das R/O Village- Naya Tola Sharifaganj, P.S.-
Malsalami, District- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Jay Ram Prasad, Advocate
For the State : Mr. Satya Nand Shukla, APP

CORAM: HONOURABLE MR. JUSTICE KUMAR MANISH
ORAL ORDER

2 22-07-2026 Heard learned counsel for the petitioner and learned
A.P.P. on behalf of the State.

2. The petitioner has filed this bail application in connection with Malsalami P.S Case No. 270 of 2026 registered for the offence punishable under Section 96 of the B.N.S.

3. As per the prosecution case, the informant has given written statement before the Officer-in-Charge stating that on 07.05.2026, her daughter, Nisha Kumari was missing from the house and upon making inquiry, it transpired that the petitioner has taken away her daughter with the intention to perform marriage.

4. It has been submitted on behalf of the petitioner that the petitioner has committed no offence and has been falsely implicated in the present case. It is further submitted that



no such occurrence has ever taken place as alleged in the FIR and the story, as alleged by the informant, is totally false, fabricated and concocted. The petitioner has been named on the FIR only on the basis of suspicion.

5. It has been further submitted that after the recovery of the victim girl, she was produced before the Medical Officer for medical examination where the victim girl flatly denied for medical examination.

6. From the perusal of the impugned order, it is clear that, in the statement recorded under Section 183 of the B.N.S.S, the victim girl had stated that she wanted to marry the petitioner and no pressure was given to her by the petitioner.

7. The petitioner is having a clean antecedent and is in judicial custody since 10.05.2026.

8. Considering the statement made by the victim girl under Section 183 of the B.N.S.S and the aforesaid facts and circumstances of the case, the petitioner, above named, is directed to 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 the learned A.C.J.M- IV, Patna City, Patna in connection with Malsalami P.S Case No. 270 of 2026 on the following conditions:-



(i) That one of the bailor should be family member of the petitioner.

(ii) That the petitioner will cooperate in the trial and will remain present on all dates personally or should be duly represented through his counsel and whenever required to be physically present by the Court, he should physically appear in Court on that date.

(iii) If the petitioner tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

(Kumar Manish, J)

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