IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51195 of 2026

CNR No. BRHC010721382026

Arising Out of PS. Case No.-52 Year-2024 Thana- Bahoranpur District- Bhojpur

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Rahul Tiwary @ Rahul Tiwari Son of Shiv Badan Tiwary Resident of Badki Nainijor, P.S.- Nainijor, District - Buxar

... ... Petitioner/s

Versus

1. The State of Bihar
2. Suristh Rai Son of Late Basawan Rai Resident of Bahoranpur, P.S.- Bahoranpur, District - Bhojpur Ara

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr.Aditya Nath Pandey, Advocate with
Mr. Yeshoneel Ratnam, Adv. & Mr. Navneet Kr.
For the Opposite Party/s : Mr.Narsingh Tanti, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH

ORAL ORDER

5 29-10-2026 Heard learned counsel for the petitioner and learned A.P.P. for the State. Nobody appears on behalf of opposite party no. 2.

2. The petitioner apprehends his arrest in a case registered for the offence under Sections 96, 352 and 3(5) of the Bhartiya Nyaya Sanhita, 2023.

3. As per the prosecution case, on 13.08.2024 at about 12:00 noon, informant's minor daughter went out of the house but did not return by evening. Upon making inquiries, informant learnt that this petitioner had allegedly enticed and kidnapped his minor daughter with intention of marriage. When the

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informant approached father of petitioner to enquire about the incident, he abused him and denied the allegations, stating that his son had not done such act.

4. Learned counsel for the petitioner submits that petitioner is quite innocent and has committed no offence. During investigation, victim was recovered and her statement was recorded under Section 183 of B.N.S.S. wherein she denied the factum of kidnapping and stated that she went with petitioner to Orissa out of her own volition and no one has kidnapped her. She also stated that she stayed there with petitioner for four months and petitioner did not cause any harm to her. Petitioner claims clean antecedent.

5. Learned A.P.P. for the State has opposed the bail petition.

6. Considering the nature of accusation and statement of the victim recorded under Section 183 of the B.N.S.S., let the above named petitioner, in the event of arrest/surrender 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 District & Sessions Judge – VIII, Bhojpur at Ara in connection with Bahoranpur P.S. Case No. 52 of 2024, subject

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to condition as laid down under Section 482 of the Bhartiya Nagrik Suraksha Sanhita, 2023.

(Prabhat Kumar Singh, J)

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