IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.56840 of 2026

CNR No. BRHC010810862026

Arising Out of PS. Case No.-115 Year-2026 Thana- BELA District- Sitamarhi

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Md. Kaif S/o Safik Ansari @ Md. Shafik Ansari Resident of Village- Khairwa, P.S.- Bela, Dist.- Sitamarhi

... ... Petitioner/s

Versus

1. The State of Bihar Bihar
2. X S/o Late Y Resident of Village- Khairwa, ward no. 11, P.S.- Bela, Dist.- Sitamarhi

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr.Santosh Kumar, Advocate
For the Opposite Party/s : Mr.Shailendra Kumar Singh, APP

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CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN

ORAL ORDER

4 27-10-2026 Heard learned counsel for the petitioner and learned A.P.P. for the State.

2. The petitioner seeks regular bail in connection with Bela P.S. Case No. 115 of 2026, lodged on 14.05.2026 under Sections 137(2), 96 B.N.S., 2023 and Section 8 of the POCSO, Act.

3. As per the prosecution case, the petitioner alleged to have kidnapped the minor daughter of the informant.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has committed no offence. It is submitted that the petitioner and the informant are residents of the same village and owing to a previous dispute between them,

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the informant has lodged the present FIR against the petitioner on the basis of a false and fabricated story. It is further submitted that the alleged occurrence took place on 12.05.2026, whereas the present FIR was lodged on 14.05.2026, and no satisfactory explanation has been furnished for the delay in lodging the FIR. Learned counsel further submits that, after her recovery, the victim girl got her statement recorded under Section 183 of the Bharatiya Nagarik Suraksha Sanhita, 2023, but declined to undergo a medical examination. It is also submitted that the petitioner has clean antecedents and has been in custody since 14.05.2026. Learned counsel lastly submits that the petitioner is ready and willing to abide by any condition that may be imposed by this Court in the event of his release on bail.

5. Learned counsel for the State opposes the prayer for bail and submits that, after her recovery, the victim girl got her statement recorded under Section 183 of the B.N.S.S., 2023, wherein she supported the prosecution case. Learned counsel further submits that cognizance has been taken in the present case under Sections 137(2) and 96 of the Bharatiya Nyaya Sanhita, 2023 and Section 8 of the Protection of Children from Sexual Offences (POCSO) Act.

6. In the present facts and circumstances, I am not

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inclined to grant regular bail to the petitioner, at present.

7. Accordingly, the prayer for regular bail of the petitioner in connection with Bela P.S. Case No. 115 of 2026, pending before the learned District and Additional Sessions Judge VI Cum Special Judge (POCSO Act), Sitamarhi is hereby rejected.

(Dr. Anshuman, J)

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