IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.58258 of 2026

CNR No. BRHC010830772026

Arising Out of PS. Case No.-15 Year-2026 Thana- BHAGWANPUR HAT District- Siwan

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Sahil Miya @ Sahil Hussain S/o Uslam Miya @ Islam Miya @ Bangali Miya, Resident of Village- Nagwa, P.S. Bhagwanpur Hat, Dist.- Siwan.

... ... Petitioner/s

Versus

1. The State of Bihar.
2. XXX W/O YYY Resident of Village- Chorauli, P.S. Bhagwanpur Hat, Dist.- Siwan.

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Ajay Kumar Pandey, Advocate.
Ms. Shyama Rani, Advocate.
For the Opposite Party/s : Ms. Asha Devi, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA

ORAL ORDER

4 04-11-2026 1. Heard learned counsel for the petitioner and learned A.P.P. for the State.

2. The petitioner apprehends his arrest in connection with Bhagwanpur Hat P.S. Case No.15 of 2026 instituted under Section 96 of the B.N.S., 2023.

3. As per the prosecution case, the informant has alleged that her minor daughter, aged about 13 years, had gone to the Central Bank at Malmalia Bazar to withdraw money from her bank account but did not return home. Upon searching for her, the informant came to know that the petitioner had allegedly enticed her daughter away with the intention of

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marrying her. When the informant made enquiries from the family members of petitioner, the father of the petitioner allegedly abused her and drove her away from his house.

4. Learned counsel for the petitioner submits that petitioner is innocent and has been falsely implicated in this case only on the basis of suspicion. He further submits that there is no material against the petitioner. Learned counsel submits that the victim has been recovered and she has recorded her statement under Section 183 of B.N.S.S. before the Magistrate, in which, she has made allegation against the co-accused Pankay Basfor. He further submits that the victim in her statement has not made any allegation against this petitioner. Learned counsel submits that petitioner is a young boy of 20 years, having got clean antecedent and he undertakes to cooperate in the investigation and trial of the case.

5. Learned A.P.P. for the State conceded the fact that there is no material against the petitioner.

6. Considering the facts and circumstances of the case, submissions of learned counsel for the parties and the nature of allegation leveled against the petitioner as well as his clean antecedent, in the event of arrest or surrender before the Court below within six weeks from today, the petitioner be

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released on bail upon furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount to each to the satisfaction of the learned concerned Court in connection with Bhagwanpur Hat P.S. Case No.15 of 2026, subject to the conditions laid down in Section 482(2) of the Bharatiya Nagarik Suraksha Sanhita, 2023.

(Sunil Dutta Mishra, J)

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