

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.59207 of 2025

Arising Out of PS. Case No.-24 Year-2025 Thana- GADHA District- Sitamarhi

Vikash Kumar S/o Yogeshwar Das @ Jageshwar Das R/o Village- Garha,
P.S.- Garha, Dist.- Sitamarhi Petitioner/s

Versus

The State of Bihar Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rakesh Kumar Tiwary
For the State : Mr. Nagendra Prasad

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

3 08-01-2026 Heard learned counsel for the petitioner as well as
learned APP for the State.

2. In this case, the petitioner is seeking regular bail in connection with Gadha P.S. Case No. 24 of 2025, registered for the offences punishable under Sections 137(2), 96, 3(5) of the BNS.

3. As per the prosecution case, on 12.05.2025, all the FIR named accused persons kidnapped the informant's minor daughter aged about 17 years.

4. The learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in the present case. The petitioner is not named in the FIR. Learned counsel has further submitted that the persons who have complicity in the present occurrence, have specifically been named in the FIR. It has further been submitted that main accused, Chandan Kumar has been granted regular bail by a co-ordinate Bench of this Court. The petitioner is a person of clean antecedent and is in custody since



30.05.2025.

5. On the other hand, learned APP for the State opposed the prayer for bail by submitting that in paragraph-30 of the case diary, the victim has named the petitioner and two other co-accused persons and levelled allegation of rape against them.

6. The case diary does not contain original statement, only the extract thereof is available in paragraph no. 30 of the case diary. Main co-accused person has been granted bail by a co-ordinate Bench of this Court.

7. Considering the above-mentioned facts and circumstances, let the petitioner above-named, be released on bail on furnishing bail bonds of Rs.10,000/- with two sureties of the like amount each to the satisfaction of learned A.S.J.-VI, POCSO, Sitamarhi in connection with Gadha P.S. Case No. 24 of 2025, subject to the condition that the petitioner shall cooperate in the disposal of trial and make himself available as and when required by the court.

8. The petitioner is directed to be present physically in the learned Court below on each and every date fixed in the case.

(Nawneet Kumar Pandey, J)

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