

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.58076 of 2025

Arising Out of PS. Case No.-75 Year-2025 Thana- SANOKHAR District- Bhagalpur

Sonu Kumar Yadav @ Sangam Yaduvanshi son of Late Nepali Yadav
Resident of Village- Kharhara P. S -Rasalpur, Dist- Bhagalpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ashok Kumar No.6, Advocate

For the Opposite Party/s : Mr. Dr.Mrityunjaya Kr.Gautam, A.P.P

CORAM: HONOURABLE JUSTICE SMT. SONI SHRIVASTAVA
ORAL ORDER

4 21-01-2026 Heard learned counsel for the petitioner and learned
A.P.P for the State.

2. The petitioner apprehends his arrest in a case
registered under Sections 137 (2) and 140(3) of B.N.S, 2023.

3. As per the prosecution case, the allegation in the first
information report relates to kidnapping of minor son of the
informant.

4. Learned counsel for the petitioner submits that as a
matter of fact the sister of the present petitioner was kidnapped for
which Rasalpur P.S. Case No. 90 of 2025 dated 26.05.2025 had been
lodged and only with a view to counter the said case, the present
false case of kidnapping of son of the informant has been lodged
against the petitioner. Even going by the statement of the victim under
Section 183 of B.N.S.S, wherein he has, although supported the
factum of kidnapping, but has not alleged any misbehavior with him



and has rather stated that he was brought to the police station by an acquaintance of one of the accused persons. Further, supplementary affidavit has also been filed bringing on record the compromise petition filed in the court below (Annexure-P/3) stating therein that since the victim has come home good relations have been restored by the efforts of the well wishers and the informant is not interested in pursuing the case any further.

5. The application for anticipatory bail is opposed by learned A. P.P. for the State.

6. Taking into consideration the facts and circumstances and also considering the fact that there is a case and counter case between the parties and a subsequent compromise with the informant not interested in pursuing the case, let the petitioner, in the event of her arrest or surrender before the learned Court below within a period of four weeks, be released on anticipatory bail in connection with Sanokhar P.S. Case No. 75 of 2025 on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Court below where the case is pending subject to the condition laid down under Section 438(2) of the Code of Criminal Procedure/Section 482(2) of the B.N.S.S, 2023, further subject to the following condition(s):

(i) One of the bailors would be close relative/family members of the petitioner.

(ii) The petitioner will cooperate in the investigation and



trial and in case of any act of non-cooperation, the prosecution would be at liberty to move an application for cancellation of bail bonds of the petitioner.

(Soni Shrivastava, J)

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