IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.63793 of 2026

CNR No. BRHC010887142026

Arising Out of PS. Case No.-219 Year-2026 Thana- KASBA District- Purnia

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Vikash kumar Ray @ Vikash Kumar S/o Ramesh Kumar Ray @ Ramesh Ray Res of village- Majgama, Ward no 3, Panchayat - Lakhna, PS- Kasba, District- Purnea

... ... Petitioner/s

Versus

1. The State of Bihar
2. Y W/o Z R/o Mazgama, ward no. 4, Panchayat Lakhna, P.S.- Kasba, Distt. - Purnea

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Bidhu Ranjan, Adv.
For the State : Ms. Shaheen Begum, APP
For the Informant : Mr. Bijendra Kumar Singh, Adv.

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CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN

ORAL ORDER

5 20-11-2026 Heard learned counsel for the petitioner, learned A.P.P. for the State and learned counsel for the informant.

2. The petitioner seeks regular bail in connection with Kasba P.S. Case No. 219 of 2026 lodged on 22.05.2026, for the offence punishable under Sections 137(2), 96 & 3(5) of the BNS, 2023.

3. As per the prosecution case, FIR has been lodged against three named accused persons including the present petitioner. It has been alleged by the informant that the petitioner with the help of other co-accused persons have kidnapped her daughter and the said kidnapping was made with

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bad intention.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has committed no offence. He submits that the petitioner is in judicial custody since 24.05.2026, having clean antecedent. Counsel submits that in this case, charge has been framed and evidence of victim has taken place. He further submits that as per the information communicated by the *pairvikar* to him, it appears that the victim has deposed that from Purnia she went to Patna and the petitioner comes from Mumbai to Patna and from Patna, both fled away. Counsel submits that as per the information provided to him by the *pairvikar* of this case, the victim in her statement under section 183 of the B.N.S.S. has not alleged any illegality against the petitioner, rather, shown her own consent and there was no coercion of any type. Counsel also submits that the petitioner is aged about 22 years and the informant and petitioner both are students and well known to each other prior to this occurrence.

5. Learned counsel for the informant vehemently opposes the prayer for bail and submits that the victim in her statement under section 183 of the B.N.S.S. has narrated that she left her house and came to Patna.

6. Learned APP for the State also opposes the prayer

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for bail of the petitioner but fairly submits that in the statement under section 183 of the B.N.S.S., it has come that it is not the petitioner, rather, victim herself left the house and live with the petitioner for a few days.

7. As such, in the present facts and circumstances of the case, let the above-named petitioner be granted bail on furnishing bail bond of Rs.30,000/- (Rupees Thirty Thousand) as mentioned in Section 2(1)(d) of the B.N.S.S., 2023 to the satisfaction of Exclusive Special Judge (POCSO), Purnea, in connection with Kasba P.S. Case No. 219 of 2026, subject to the conditions as laid down U/s 480(3) of the B.N.S.S., 2023.

(Dr. Anshuman, J)

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