

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65385 of 2025

Arising Out of PS. Case No.-7 Year-2025 Thana- MAHILA PS District- Khagaria

Shivam Kumar S/O Ranjit Yadav R/O Choti Kothia, Asli Kothia, P.S.-
Gangaur, Distt. - Khagaria, Bihar

... .. Petitioner/s

Versus

1. The State of Bihar
2. XXX D/O Upendra Sah R/O Village Ekaniya Ward No. 06, P.S.- Mansi,
Distt.- Khagaria Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr.Prashant Saurabh, Adv.
For the Opposite Party/s	:	Mr.Zainul Abedin, APP
For the O.P. No.2	:	Mr. Jasjit Pranja, Adv.

CORAM: HONOURABLE JUSTICE SMT. SONI SHRIVASTAVA
ORAL ORDER

6 20-02-2026 Heard learned counsel for the petitioner, learned
APP for the State and learned counsel for the informant.

2. A prayer for bail has been made on behalf of the
petitioner in connection with Khagaria Mahila P.S. Case no.07
of 2025 registered under sections 81, 351(2) and 352(3) of BNS,
2023.

3. Allegation in the F.I.R is that petitioner had
established physical relations with the victim on the pretext of
marriage.

4. Learned counsel for the petitioner submits that the
present case arises out of a love relationship between the
petitioner and the victim, who is about 18 years of age. It is



admitted in the F.I.R. that the petitioner was interested in marrying the victim, had stayed with her, and that she was two months pregnant. Learned counsel further points out that a supplementary affidavit dated 11.01.2026 has been filed on behalf of the petitioner, bringing on record his willingness to marry the victim. The petitioner is in custody since 13.05.2025 and undertakes to cooperate in the case/trial.

5. The application for bail is opposed by learned A.P.P. for the State, however, learned counsel for the informant has no grievance for bail being granted to the petitioner so long as he is willing to marry the victim.

6. Taking into consideration the aforesaid facts and circumstances of the case and also considering the affidavit filed on behalf of the petitioner that he would be getting married with the victim as they were having love relationship and also have a child born out of wedlock, the petitioner is directed to be enlarged on bail in connection with Khagaria Mahila P.S. Case no.07 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 concerned where the case is pending/successor Court.

7. It is expected that the petitioner would fully abide



by his undertaking, as stated before this Court by way of an affidavit, which carries its own sanctity.

(Soni Shrivastava, J)

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