IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.66777 of 2026

CNR No. BRHC010958962026

Arising Out of PS. Case No.-213 Year-2026 Thana- HAJIPUR SADAR District- Vaishali

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Ritik Kumar S/O Ramesh Tiwari Resident of Village - Sarai, Purani Bazar, P.S.- Sarai, District -Vaishali.

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Sunil Kumar Singh, Adv
For the Opposite Party/s : Mr. Rina Sinha, APP

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CORAM: HONOURABLE MR. JUSTICE RITESH KUMAR

ORAL ORDER

3 18-11-2026 Heard the learned counsel for the petitioner and the learned APP appearing on behalf of the State.

2. The petitioner seeks bail in connection with Hajipur Sadar P.S. Case No. 213 of 2026, registered for an offence under Sections 137(2), 96, 3(5) of the B.N.S.

3. As per the prosecution story, which has been lodged on the basis of written report submitted by the informant to the effect that on the date of occurrence, his minor daughter had went out for call of nature. When she did not return for almost one hour, he started searching for her. During course of search, he came to know that co-accused Ranjan Kumar @ Shiva Kumar along with the petitioner and others kidnapped her in a Bolero vehicle by assaulting and threatening her with pistol. When the informant along with the villagers reached at the

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house of co-accused Ranjan Kumar @ Shiva Kumar, his house was found to be locked, thereafter, he obtained the mobile number of Ranjan Kumar @ Shiva Kumar, but his mobile phone was found to be switched off and thereafter the FIR was lodged on 02.04.2026.

4. The learned counsel for the petitioner submits that the petitioner is innocent and has not committed any offence. He submits that the entire allegation levelled in the FIR are false and concocted. He submits that since the petitioner is the brother of Ranjan Kumar @ Shiva Kumar, he along with his family members has been implicated in the present case. He next submits that the victim girl, after her return gave her statement under Section 183 of the B.N.S.S., wherein except for an allegation that the petitioner along with Ranjan Kumar pressed something on her nose, therefore she felt unconscious, nothing has been alleged against the petitioner. The learned counsel for the petitioner submits that so far Ranjan Kumar @ Shiva Kumar is concerned, who is the brother of the petitioner, is in custody since 05.05.2026. He submits that the petitioner is also in custody since 05.05.2026, without any criminal antecedent.

5. *Per contra,* the learned A.P.P. appearing on behalf

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of the State, while opposing the prayer for bail of the petitioner submits that the petitioner along with co-accused Ranjan Kumar @ Shiva Kumar kidnapped the minor daughter of the informant. After her return, she gave her statement under Section 183 of the B.N.S.S., wherein she has also named the petitioner as an accomplice of the Ranjan Kumar @ Shiva Kumar, therefore the petitioner does not deserve the privilege of bail.

6. Having considered the rival submissions and after going through the records as well as the statement of the victim girl recorded under Section 183 of the B.N.S.S., it would transpire that the only allegation against the petitioner is that he along with co-accused Ranjan Kumar @ Shiva Kumar and his family members came in a Bolero vehicle and kept something on the nose of the victim girl, due to which she became unconscious. Thereafter, when she regained her consciousness, she found herself in a room along with Ranjan Kumar and there she was kept by Ranjan Kumar for 10 days. One day when Ranjan Kumar was sleeping, she managed to escape and thereafter she reached her home. From the materials available in the case diary as well as the statement of the victim girl recorded under Section 183 of the B.N.S.S., the entire allegation of keeping the victim along with him has been levelled against

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Ranjan Kumar @ Shiva Kumar and the only allegation levelled against the petitioner is that he was also involved in taking away her. Considering the aforesaid facts, let the, above named, petitioner be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Vaishali at Hajipur, in connection with Hajipur Sadar P.S. Case No. 213 of 2026, subject to the condition as laid down under Section 437(3) of the Code of Criminal Procedure/480(3) of the Bharatiya Nagarik Suraksha Sanhita, 2023 with following condition:

The Court concerned shall verify the criminal antecedent of the petitioner and in case at any stage it is found that the petitioner has concealed his criminal antecedent, the Court concerned shall take steps for cancellation of bail bond of the petitioner. However, the acceptance of bail bond in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

shital/- **(Ritesh Kumar, J)**

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