IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.75186 of 2026

CNR No. BRHC010999142026

Arising Out of PS. Case No.-340 Year-2026 Thana- MOTIHARI MUFASIL District- East Champaran

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Shanti Devi W/o Daresh Ram R/o Village - Harajpur, PS - Muffasil, District - East Champaran

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Prateek Tandon, Advocate
For the Opposite Party/s : Mr. Abhay Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY

ORAL ORDER

2 04-11-2026 Heard learned counsel for the petitioner and learned APP for the State.

2. The instant application for anticipatory bail has been filed by the petitioner apprehending his arrest in connection with Motihari Muffasil P.S. Case No. 340 of 2026 instituted for the offence under Sections 126(2), 115(2), 74, 137(2), 96, 352, 351(2) & 3(5) of the BNS and under Section 8 of the POCSO Act.

3. The case of the prosecution, in short, is that one Ranjit Kumar and Rupesh Kumar have kidnapped the minor daughter of the informant. It is further alleged that when the informant went to complain, the family members of Ranjit and

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Rupesh abused including the petitioner.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has committed no offence. She has falsely been implicated in this case. It has been submitted that the petitioner has been framed in this case as she is mother of Rupesh Kumar. Only allegation against her is that she has abused the informant when he went to complain. It has further been submitted that the victim is still traceless. It has been submitted that the petitioner is a lady and she is having no criminal antecedent.

5. Learned APP for the State has vehemently opposed the bail of the petitioner.

6. Having heard learned counsel for the parties and in the facts and circumstances of the case as stated above, this Court is inclined to enlarge the petitioner on bail. The petitioner is directed to surrender in the Court below within four weeks from today and in the event of her arrest or surrender in connection with Motihari Muffasil P.S. Case No. 340 of 2026 she will be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned court of District and Additional Sessions Judge-cum-Exclusive Special Judge,

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POCSO Act, East Champaran, subject to the conditions as laid down under Section 482(2) of the BNSS.

7. Accordingly, the present bail application stands allowed.

(Ashok Kumar Pandey, J)

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