IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.74669 of 2026

CNR No. BRHC011068582026

Arising Out of PS. Case No.-213 Year-2026 Thana- AMARPUR District- Banka

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Anuj Kumar Thakur Son of Kapuri Thakur Resident of village - Gangapur, Garhel, Police Station - Amarpur, District - Banka.

... ... Petitioner/s

Versus

1. The State of Bihar
2. [redacted] Resident of village - Gangapur, Garhel, Police Station - Amarpur, District - Banka 813101.

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Md Shahbaz Yusuf, Advocate
For the Opposite Party/s : Mr. Ram Priya Sharan Singh, APP

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CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY

ORAL ORDER

2 28-10-2026 Heard learned counsel for the petitioner and learned APP for the State.

2. The petitioner has prayed for bail in connection with Amarpur P.S. Case No.213 of 2026 registered for the offence punishable under Section 96 of the BNS and later on Section 64 of the BNS and Section 4 of the POCSO Act were added. During course of investigation, at the request of I.O. Section 64 of the BNS and Section 4 of the POCSO Act were added and police has also submitted charge-sheet under above Sections but learned trial court has taken cognizance under Section 96 of the BNS and Sections 8 & 12 of the POCSO Act.

3. The case of the prosecution, in short, is that the

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petitioner has kidnapped the minor daughter of the informant.

4. Learned counsel appearing on behalf of the petitioner has submitted that the petitioner is innocent and has committed no offence. He has falsely been implicated in this case. It has been submitted that during course of investigation victim was recovered and she has given her statement under Section 183 of the BNSS wherein she has stated that she was in love with the petitioner, the boy from her own villager from last two years. On 26.03.2026, she left her home and called the petitioner to Bhagalpur. They solemnized marriage at Gonudham temple and then they moved to Bangalore and stayed there for 1 ½ months. Learned counsel for the petitioner has submitted that from perusal of the statement of victim it is clear that she has left her house with her own will. It has further been submitted that at most the allegations which are attracted against the petitioner is that of Child Marriage Restraint Act. It has lastly been submitted that the petitioner is in judicial custody since 31.05.2026.

5. The application for bail is opposed by learned APP for the State.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case, this Court is

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inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the court of learned District and Additional Sessions Judge-VI-cum-Special Judge (POCSO), Banka in connection with Amarpur P.S. Case No.213 of 2026.

(Ashok Kumar Pandey, J)

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