

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.74254 of 2025

Arising Out of PS. Case No.-183 Year-2024 Thana- KHANPURA District- Samastipur

Krishna @ Krishan @ Munna Paswan S/o Jai Ram Paswan, Resident of
village - Khatuaha, P.S - Khanpur, District - Samastipur.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr. Abhay Shanker Singh, Advocate
For the Opposite Party/s : Mr. Ram Priya Sharan Singh, APP

CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA
ORAL ORDER

3 21-01-2026 Heard learned counsel for the petitioner and
learned A.P.P. for the State.

2. In the present case, the petitioner seeks bail in connection with Khanpur P.S. Case No. 183 of 2024 dated 22.08.2024, registered for the offence punishable under Section 87 of the B.N.S., 2023.

3. As per the prosecution case, the married daughter of the informant was kidnapped by the petitioner and his associates with intention of marriage.

4. Learned counsel appearing on behalf of the petitioner submits that petitioner has falsely been implicated in the present case. No occurrence in the manner as alleged has ever taken place. Both the petitioner and the daughter of the informant are married persons and it is a case of consensual intimacy between two adults. The statement of the victim was



recorded under Section 183 of the B.N.S.S., wherein she stated that she was forcibly kept for about three months by the petitioner where the mother of the petitioner was also present. It shows she was a consenting party. The victim refused to undergo medical examination. Learned counsel next submits that petitioner is having clean antecedent and mention of petitioner having one antecedent in the rejection order of learned Sessions Judge is not correct. Learned counsel lastly submits that petitioner is in custody since 17.03.2025 and has been sufficiently penalized and chargesheet has been submitted.

5. Learned A.P.P. appearing on behalf of the State opposes the submissions made on behalf of the petitioner.

6. Having regard to the facts and circumstances and submissions made on behalf of the parties and considering the period of custody of the petitioner and submission of chargesheet, the petitioner, above-named, is directed to be released on bail, on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand Only) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate 1st Class, Samastipur / concerned Court, in connection with **Khanpur P.S. Case No. 183 of 2024**, subject to the condition laid down under Section 480(3) of the B.N.S.S. and other



following conditions:

- (i) *One of the bailors will be a close relative of the petitioner.*
- (ii) *The petitioner will remain present on each and every date fixed by the court below, if so required by the learned trial Court.*
- (iii) *In case of absence on three consecutive dates or in violation of the terms of the bail, the bail bond of the petitioner will be liable to be cancelled by the Court concerned.*

(Arun Kumar Jha, J)

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