IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.78052 of 2026
CNR No. BRHC011081992026
Arising Out of PS. Case No.-76 Year-2026 Thana- MAHILA P.S. District- Samastipur

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Nazir Alam Son of Mansoor Alam @ Md. Mansoor R/o Village - Rampur, Jalalpur, P.S.- Dalsinghsarai, District – Samastipur. ... ... Petitioner/s

Versus

The State of Bihar. ... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Md.Abu Shajar, Advocate
For the Opposite Party/s : Mr. Rajendra Singh Shastri, APP

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CORAM: HONOURABLE JUSTICE SMT. SONI SHRIVASTAVA

ORAL ORDER

2 20-11-2026 Heard learned counsel for the petitioner and learned APP for the State.

2. The petitioner seeks bail in a case registered for the offence punishable under Sections 69, 115(2), 352 and 351(2) of the Bharatiya Nyaya Sanhita, 2023.

3. The petitioner is said to have established physical relationship with the informant/victim on the false pretext of marriage and, later on, refused to do so.

4. It is submitted by learned counsel for the petitioner that the present case arises out of a love relationship between the petitioner and the informant/victim. The informant herself has disclosed her age to be 26 years and that she had met the petitioner in the year 2019. Thereafter, they were in close relationship including, physical relationship. The facts in the F.I.R. further suggests that recently when she was asking the petitioner to marry him, he reused the same. It is pointed out that even after the alleged refusal by the petitioner in the year 2019, the

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present case was lodged on 21.07.2026. The informant was medically examined and no recent sign of sexual assault was found. Although she tried to support the case in her statement recorded under Section 180 of the B.N.S.S. but the fact remains that she entered into the relationship with the petitioner voluntarily. Petitioner is in custody since 27.07.2026 with no criminal antecedent. He has to appear in competitive examination and any further incarceration would jeopardize his career prospect.

5. Learned APP for the State opposed the bail petition.

6. Taking into consideration the facts and circumstances of the case and also considering the fact that there was an admitted love relationship between the petitioner and the informant, which continued over a long period of time, and the subsequent refusal of marriage has led to filing of the present case, the above named petitioner is directed to 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 the learned Court below where the case is pending/successor Court in connection with Samastipur Women (Mahila) P.S. Case No.76 of 2026.

(Soni Shrivastava, J)

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