

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.79334 of 2025

Arising Out of PS. Case No.-222 Year-2025 Thana- RAJNAGAR District- Madhubani

Jay Prakash Kumar Thakur @ Jay Prakash Sharma @ Biru Sharma Son of
Narayan Sharma @ Narayan Thakur R/o Village - Bharam, P.S. - Bhairav
Sthan, Dist. - Madhubani.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rajani Kant Mishra
For the Opposite Party/s : Mr.Yogendra Kumar

CORAM: HONOURABLE JUSTICE SMT. SONI SHRIVASTAVA
ORAL ORDER

3 20-02-2026 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

2. The petitioner seeks bail in a case registered for the
offence punishable under Sections 126(2), 115(2), 64(1), 137(2),
87, 140(3), 76 and 3(5) of the B.N.S.

3. Petitioner along with other accused persons are said
to have kidnapped the daughter of the informant and also
demanded a ransom of Rs. 10,00,000/-.

4. Learned counsel for the petitioner has submitted
that the First Information Report itself discloses that on
22.05.2025 itself the informant had realized that her daughter
was missing in the night after she had gone to the toilet.
Thereafter, even on 23.05.2025 they were all busy in the
marriage in the neighbourhood and she only disclosed to her
brother at Delhi that her daughter was missing. Further, on



26.05.2025, she claims to have received a phone call from the petitioner, his brother and his father that they have kidnapped her daughter. Further, on 28.05.2026, another phone call was received asking for ransom. However, her daughter came back home on the same day i.e. 28.05.2025 whereafter, she disclosed that she was being subjected to some sexual exploitation and thereafter it has again been alleged that on 31.05.2025, the petitioner and his brother came to her house again for the purposes of kidnapping. It has been argued that the entire narration of the events in the First Information Report itself makes the entire case doubtful and does not seem to be believable that for so many days the informant did not take any steps of informing the police and FIR was lodged on 31.05.2025. Further, the statement of the victim girl under Section 183 of the B.N.S.S. clearly discloses that she is aged about 19 years and she was in love relationship with the petitioner and had left home 22.05.2025 on being allured by the petitioner. Although, she has alleged some sort of physical relationship being established with her but the medical report indicates that there is no external or internal injuries present on the body or private parts and no spermatozoa was found in pathological examination and her age was also found between



17 to 18 years. Further, the petitioner is in custody since 31.05.2025 with no criminal antecedent.

5. Learned APP for the State has opposed the application for bail.

6. Taking into consideration the facts and circumstances and also considering the fact that there is inordinate delay in lodging of the FIR coupled with the fact that 183 statement of the victim also indicates that there was love relationship between the petitioner and the victim, let the above named petitioner, 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 Raj Nagar P.S. Case No. 222 of 2025, subject to the conditions that the petitioner shall appear on each and every date till the charges framed.

(Soni Shrivastava, J)

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