IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.75911 of 2026

CNR No. BRHC011110332026

Arising Out of PS. Case No.-134 Year-2026 Thana- SAHAJITPUR District- Saran

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Dinesh Tiwari, S/o Sahoran Tiwari, R/o Village-Bhatwalia, P.S.-Majhauliya, Distt-West Champaran at Bettiah.

... ... Petitioner

Versus

The State of Bihar

... ... Opposite Party

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Appearance :
For the Petitioner/s : Mr. Udai Shankar Singh, Advocate
For the Opposite Party/s : Mr. Kumar Ranjit Ranjan, APP

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CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA

ORAL ORDER

2 28-10-2026 Heard learned counsel for the petitioner and learned Additional Public Prosecutor for the State.

2. The accused/petitioner seeks bail in connection with Sahajitpur P.S. Case No.134 of 2026 registered for the offences punishable under Sections 96 and 352 read with 3(5) of the Bharatiya Nyaya Sanhita, 2023 (for short 'B.N.S.').

3. The accused/petitioner is named in the FIR and is in custody since 02.07.2026.

4. As per FIR, the minor daughter of informant aged about 16 years was alleged to be kidnapped by the cousin brother of the petitioner namely, Pawan Kumar Tiwari

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and when the informant went to the residence of petitioner to inquire about whereabouts of Pawan Kumar Tiwari, the petitioner alleged to abuse the informant.

5. It is submitted by learned counsel appearing for petitioner that for none of the reasons, this petitioner was implicated with present crime in question perhaps he is the cousin brother of main co-accused Pawan Kumar Tiwari. The petitioner himself is not aware about whereabouts of cousin brother who alleged to kidnap the minor daughter of informant, he straightway denied to the informant but, it was taken differently and out of oblique motive, he was implicated with present occurrence. While concluding argument, it is submitted that investigation of this case has already concluded, for which, charge-sheet has been submitted and, as such, there is no chance of tampering with the evidence and moreover the petitioner is a man of clean antecedent.

6. Learned APP opposed the prayer for grant of bail to the petitioner.

7. In view of aforesaid factual submissions and by

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taking note of fact, as the thrust of allegation *qua* kidnapping *prima facie* appears available against co-accused Pawan Kumar Tiwari, where implication of this petitioner appears *prima facie* being cousin brother of main co-accused, as discussed aforesaid, coupled with the fact that investigation of this case has already concluded, where petitioner remains in custody since 02.07.2026, accordingly, the petitioner, above-named, is directed to be released on bail furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Judicial Magistrate-1st Class, Saran at Chapra in connection with Sahajitpur P.S. Case No.134 of 2026, subject to the conditions as laid down under Section 437(3) of the Code of Criminal Procedure (for short 'CrPC')/under Section 480(3) of the Bharatiya Nagrik Suraksha Sanhita (for short 'BNSS').

(Chandra Shekhar Jha, J.)

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