IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.77399 of 2026

CNR No. BRHC011111102026

Arising Out of PS. Case No.-101 Year-2026 Thana- Sonki District- Darbhanga

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1. Binod Sharma @ Dharma Singh S/O Jitan Sharma R/O Vill.- Kusothar, P.s.- Fekla, Dist.- Darbhanga.
2. Poonam Devi W/O Binod Sharma R/O Vill.- Kusothar, P.s.- Fekla, Dist.- Darbhanga.

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Baidya Nath Prasad, Advocate
For the Opposite Party/s : Mr. Shailendra Kumar Singh, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA

ORAL ORDER

2 05-11-2026 Heard learned counsel for the petitioners and learned A.P.P. for the State.

2. The petitioners apprehend their arrest in connection with Sonki P.S. Case No. 101 of 2026, instituted under Sections 126(2), 115(2), 96, 137(2), 352, 351(2) (3), 303(2) and 3(5) of the B.N.S.

3. That, the prosecution case, in brief, is that the informant alleged that his daughter had earlier enticed away on the pretext of marriage with the son of the petitioners. In this regard, the informant had verbally complained to the police, whereupon his daughter was recovered and handed over to him. It is further alleged that on the alleged date of occurrence, after all the family

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members had gone to sleep, the informant found his daughter missing from the house on the following morning. Despite making a search, he could not trace her and suspected that Deepak Sharma, son of the petitioners, had again enticed her away with the intention of marriage. It is further alleged that when the informant questioned the other named accused persons, they abused and threatened him.

4. Learned counsel for the petitioners submits that petitioners are innocent and have falsely been implicated in this case only on the basis of suspicion and personal grudge. Petitioners are parents of the accused, namely, Deepak Kumar, against whom there is allegation that he had abducted the minor daughter of the informant. He further submits that daughter of the informant has love affair with the son of the informant, namely, Deepak Sharma and from perusal of the FIR it is evident that earlier also the daughter of the informant had eloped with the son of the petitioners, namely, Deepak Sharma. He next submits that petitioners have no knowledge about the alleged occurrence and they have no concern with the same. Petitioners are old aged persons, having clean antecedents and they undertake to co-operate in the investigation and trial.

5. Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioners.

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6. Considering the facts and circumstances of the case, nature of allegation, clean antecedents, old age and submissions of learned counsel for the parties, in the event of arrest or surrender before the Court below within six weeks from today, the petitioner be released on bail upon furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M.-9, Darbhanga in connection with Sonki P.S. Case No. 101 of 2026, subject to the conditions laid down in Section 482 (2) of the Bharatiya Nagrik Suraksha Sanhita (B.N.S.S.), 2023.

(Sunil Dutta Mishra, J)

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