IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.77605 of 2026

CNR No. BRHC011120522026

Arising Out of PS. Case No.-230 Year-2026 Thana- DARBHANGA SADAR District-Darbhanga

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Nikki Devi W/o Ganesh Sharma R/o Mohalla - Chhapki Parri, Ps - Sadar, District - Darbhanga.

... ... Petitioner

Versus

1. The State of Bihar
2. XXXX S/o YYYY R/o Mohalla - Chhapki Parri, P.S. - Sadar, Dist. - Darbhanga.

... ... Opposite Parties

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Appearance :
For the Petitioner : Mr. Prasoon Kumar, Advocate
For the Opposite Party : Mr. Md. Mushtaque Alam, APP

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CORAM: HONOURABLE MR. JUSTICE PRAVEEN KUMAR

ORAL ORDER

2 04-11-2026 Heard learned counsel for the petitioner and learned Additional Public Prosecutor for the State.

2. This application for anticipatory bail arises out of Sadar P.S. Case No. 230 of 2026, registered for the offences punishable under Section 137(2) and 96 of the Bharatiya Nyaya Sanhita.

3. The case of the prosecution is that, on 03.07.2026, at around 02:00 PM, the minor daughter of the informant had gone to see some marriage ceremony, but when she did not return back till evening, a search for her was made and in course thereof, they came to know that she has been kidnapped by co-accused Aman Kumar Sharma for the purposes

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of marriage. It is further alleged that when the informant went to the house of the said Aman Kumar Sharma, the petitioner along with other co-accused persons told that his daughter has been kidnapped by said Aman Kumar Sharma and they were abused and turned away.

4. Learned counsel for the petitioner submits that the petitioner happens to be the mother of co-accused Aman Kumar Sharma and the specific allegation of kidnapping for the purposes of marriage is against the said co-accused. Moreover, the petitioner being the mother would not support his son in such act. It has further been submitted at the bar that co-accused Ganesh Sharma and Nikhil Sharma, who respectively happen to be the father and brother of the said co-accused Aman Kumar Sharma have been granted the privilege of regular bail by a coordinate Bench of this Court by order dated 03.11.2026 passed in Cr. Misc. No. 77859 of 2026.

5. Learned counsel for the State vehemently opposed the prayer of anticipatory bail of the petitioner.

6. Heard the parties and perused the record.

7. Considering the facts and circumstances and the fact that the thrust of accusation is against co-accused Aman Kumar Sharma and the fact that the petitioner is a lady and

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mother of the co-accused Aman Kumar Sharma, let the petitioner above named, in the event of her arrest/surrender within six weeks from today in the Court below, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Darbhanga, in connection with Sadar P.S. Case No. 230 of 2026, subject to the conditions as laid down under Section 482(2) of the Bharatiya Nagrik Suraksha Sanhita.

8. This application is accordingly allowed.

(Praveen Kumar, J)

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