IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.81078 of 2026

CNR No. BRHC011158782026

Arising Out of PS. Case No.-220 Year-2023 Thana- DAUDPUR District- Saran

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Lalmuni Devi Wife of Jaleshwar Bhar Resident of Village - Dudhaula, Police Station - Daudpur, District - Saran at Chapra

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Rishav Ujjain, Adv.
For the Opposite Party/s : Mr. Ahmad Ali, APP

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CORAM: HONOURABLE MR. JUSTICE KUMAR MANISH

ORAL ORDER

2 25-11-2026 Heard learned counsel for the petitioner and learned APP for the State.

2. This is an application for regular bail to the petitioner who has been made accused in connection with S.Tr. NO. 327 of 2025 arising out of Daudpur P.S. Case No. 220 of 2023 registered for the offences punishable under Sections 363 & 366(A) of the IPC.

3. As per the prosecution case, informant's daughter Sakina Khatoon alias Neha Khatoon, aged about 15 years (in the year 2023) left home to attend nature's call but did not return home. Informant searched for her but could not trace her whereabouts. The allegation against petitioner is of enticing and

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misleading the informant's daughter under the pretext of marriage. Petitioner allegedly took the victim somewhere and got her married.

4. Learned counsel for the petitioner submits that petitioner is quite innocent, has committed no offence and has falsely been implicated in this case on suspicion and hearsay. Petitioner is a lady having 47 years of age. It is submitted that victim is allegedly about 19 years and 6 months at the time of occurrence, as revealed during investigation whereas in the statement made by the victim under Section 183 of the BNSS, it is noted that the age of the victim is around 18 years.

5. From perusal of the victim’s statement it is clear that there is no role of petitioner in elopement and in the victim’s cross-examination she has stated that she had left the home due to altercation with mother i.e. informant. There is a contradiction between informant's version and victim's statement under Section 183 of the BNSS. Petitioner is a woman and is in judicial custody since 22.01.2025 having clean antecedent.

6. Learned A.P.P. appearing on behalf of the State has vehemently opposed the prayer for bail of the petitioner.

7. Considering the aforesaid facts and circumstances of the case, the period of custody as also taking into consideration the fact that the petitioner is a woman and is in custody since

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21.01.2025 i.e. more than one year and ten months, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned 3rd District & Additional Sessions Judge -cum- Spl. Judge MP/MLA, Saran at Chapra/concerned court in connection with S.Tr. NO. 327 of 2025 arising out of Daudpur P.S. Case No. 220 of 2023, subject to following conditions:-

(i) one of the bailors should be the family member/close relative of the petitioner.

(ii) the petitioner shall co-operate in trial and will remain present on all dates personally or should be duly represented through his counsel and whenever required to be physically present by the court, he should physically appear in the court on that date.

(iii) if the petitioner tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

(Kumar Manish, J)

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