

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.85057 of 2025

Arising Out of PS. Case No.-222 Year-2022 Thana- MAJHAULIA District- West Champaran

Anarul Hak @ Anarul Miya Son of Mumtaj Mian @ Momtaj Miyan Resident Of Village - Satbhidwa, ward No 12, P.S. - Majhauria, Dist. - West Champaran. Under guardianship Mumtaj Miya @ Momtaj Miya aged about 54 years Son of Sahim Miya, R/o Village - Ward no. 12, Satbhidwa, P.S. - Majhauria, Dist. - West Champaran.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Satynarayan Prasad Son of Ramchandra Bhagat Resident Of Village - Satbhidwa, ward No 12, P.S. - Majhauria, Dist. - West Champaran.

... .. Opposite Party/s

Appearance :

For the Petitioner	:	Mr. Ram Kishun Prasad, Advocate
For the State	:	Mr. Satyendra Prasad, APP
For the Informant	:	Mr. Rajdeep Kumar, Advocate

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

4 17-03-2026 Heard learned counsel appearing on behalf of the petitioner, learned APP appearing on behalf of the State and learned counsel appearing on behalf of the informant.

2. The petitioner apprehends his arrest in a case registered for the offence punishable under Section 376 of the Indian Penal Code and Sections 4 and 6 of the POCSO Act.

3. As per prosecution case, on 29.03.2022 at about 8:30 AM, minor daughter of informant went to attend coaching classes and in the meantime, all the F.I.R. named accused persons, including this petitioner, kidnapped the minor daughter



of informant.

4. It is submitted by learned counsel appearing on behalf of the petitioner that petitioner is quite innocent and has committed no offence. During investigation, the victim was recovered and in her statement recorded under Section 164 of the Cr.P.C., she denied the *factum* of kidnapping. Moreover, the victim is a major and the victim and this petitioner have already solemnized marriage out of their own sweet will and are now living together as husband and wife. Petitioner claims clean antecedents.

5. Learned A.P.P. for the State and learned counsel for the informant have vehemently opposed the prayer for grant of anticipatory bail to the petitioner.

6. Considering the facts and circumstances of the case, statement of the victim recorded under Section 164 of the Cr.P.C. and clean antecedents of the petitioner, the prayer for grant of anticipatory bail to the petitioner is allowed.

7. Accordingly, in the event of arrest/surrender within a period of eight weeks from today, let the above named petitioner be enlarged on bail on furnishing bail-bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate,



Bettiah, West Champaran in connection with Majhaulia P.S.
Case No. 222 of 2022, subject to condition as laid down under
Section 482(2) of the B.N.S.S..

(Prabhat Kumar Singh, J)

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