

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.85843 of 2025

Arising Out of PS. Case No.-291 Year-2025 Thana- CHIRAIYA District- East Champaran

Ranjeet Baitha, S/O Suresh Baitha, Resident of Village- Madhopur, P.S.-
Chiraiya, District- East Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ajay Kumar Singh, Advocate

For the Opposite Party/s : Mr. Mritunjay Kumar Nirala, APP

CORAM: HONOURABLE MR. JUSTICE SOURENDRA PANDEY
ORAL ORDER

2 09-01-2026 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. Petitioner, who is in custody, seeks bail in connection with Chiraiya P.S. Case No. 291 of 2025 registered for the offences punishable under Sections 96, 123, 303(2), 351(2), 3(5) of the Bharatiya Nyaya Sanhita, 2023.

3. As per the prosecution case, the informant has alleged that the petitioner had kidnapped the minor sister of the informant with an intention to marry her. It is further alleged that the minor sister of the informant was kidnapped and jewelry worth of Rs.5,00,000/- along with cash of Rs.65,000/- was also taken away.

4. Learned counsel for the petitioner submits that the allegation of kidnapping is false and fabricated and in fact, the



sister of the informant has gone out of her own sweet will and in her statement made under Section 183 of the BNSS she has categorically stated that she knew the petitioner for the last four years and she wanted to marry the petitioner. It has further stated that she has gone out of her house of her own free will and nobody had kidnapped her. It has next been submitted that as far as the age of the victim is concerned a school certificate was appended by the police, however, the same is not a valid document under the Juvenile Justice (Care and Protection of Children) Act, 2015, however, the Medical Board was constituted and it was found that the age of the victim is between 20-22 years. It has further been submitted that from the non-admission of the victim, it would suffice that there was no force induced by the petitioner in order to take away the sister of the informant and he is in custody since 10.07.2025 having no criminal antecedent.

5. The learned A.P.P. has vehemently opposed the prayer for bail.

6. Considering the aforesaid submissions made by the parties, let the petitioner, above named, 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



court below where the case is pending/successor court in connection with Chiraiya P.S. Case No. 291 of 2025, subject to the following conditions:-

(i) One of the bailors of the petitioner shall be his close relative and the other shall be local resident.

(ii) The petitioner shall remain physically present in Court on each date of the trial.

(iii) In case of absence on two consecutive dates or in violation of the terms of the bail, the bail bond of the petitioner will be liable to be cancelled by the court concerned.

(iv) If the petitioner is found involved in similar nature of offence in future, the prosecution shall be at liberty to move for cancellation of his bail bond.

(v) The learned Court below shall verify the criminal antecedent of the petitioner and in case at any stage it is found that the petitioner has concealed his criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

7. Accordingly, the prayer for bail is allowed.

8. It is made clear that the observation, if any, made in this order, shall be of no bearing during the trial.

(Sourendra Pandey, J)

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