

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.597 of 2026

Arising Out of PS. Case No.-70 Year-2024 Thana- RIGA District- Sitamarhi

Indal Kumar @ Indal Mahto S/O Ram Pravesh Mahto R/O Village-Ijhariya,
PS- Riga, District-Sitamarhi

... .. Petitioner/s

Versus

1. The State of Bihar
2. X S/O Late Chetan Mahto R/O Village- Ijhariya Ward no.- 5, PS- Righa,
District-Sitamarhi

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sunil Prasad Singh, Advocate

For the Opposite Party/s : Ms.Pushpa Sinha, Advocate

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

3 02-04-2026 Heard learned counsel appearing on behalf of the
petitioner and the learned APP for the State.

2. Petitioner seeks pre-arrest bail in connection with
Riga P.S.Case No.70 of 2024, registered for the offences
punishable under Sections 366A and 34 of the Indian Penal
Code and Section 8 and 14 of POCSO Act.

3. As per the allegations made in the FIR, the daughter
of the informant was allegedly kidnapped by the co-accused
persons, including the petitioner, with a bad intention.

4. Learned counsel appearing on behalf of the
petitioner submitted that the petitioner is innocent and has been
falsely implicated in the present case. It is further submitted that



the petitioner and the alleged victim were in a consensual love relationship and have solemnized their marriage in accordance with *Sanatan Dharma* and customs. It is also submitted that out of the said wedlock, they have been blessed with a male child. Petitioner is aged about 19 years and he has no criminal antecedent.

5. Learned APP for the State vehemently opposed the prayer for grant of pre-arrest bail to the petitioner.

6. Having considered the rival submissions made on behalf of the parties, as well as, considering the fact that there was love affair between the petitioner and the victim girl, they have got married and blessed with a male child, the petitioner is directed to be released on pre-arrest bail, in the event of his arrest or surrender before the learned district court within a period of four weeks from today, on furnishing bail bond of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned District and Addl. Sessions Judge VI, Sitamarhi/concerned court, in connection with Riga P.S.Case No.70 of 2024, subject to conditions as laid down under Section 482(2) of BNSS of 2023

7. The learned district court is directed to verify the criminal antecedent of the petitioner and if it is found that the



petitioner is involved in some other cases as what has been stated in paragraph No.3 of the bail application, this order will automatically lose its force.

(Purnendu Singh, J)

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