

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.91289 of 2025

Arising Out of PS. Case No.-423 Year-2025 Thana- MOTIHARI TOWN District- East
Champanan

Radha Devi Wife of Late Chhotan Sahani R/V -Belbanwa PS- Motihari Town,
Dist- East Champanan

... .. Petitioner/s

Versus

1. The State of Bihar
2. X Daughter of Y R/V -Belbanwa PS- Motihari Town, Dist- East Champanan

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Anuj Kumar, Advocate
For the Opposite Party/s : Mr. Satyendra Prasad, APP

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

3 26-02-2026 Heard learned counsel for the petitioner and learned
counsel for the State.

2. The petitioner apprehend her arrest in connection
with Motihari Town P.S. Case No. 423 of 2025, for offences
under Sections 137(2), 96, 3(5) of the B.N.S. & section 8 of
POCSO Act.

3. The prosecution case in brief is that petitioner and
other accused persons are alleged to have kidnapped the
daughter of the informant for the purpose of marriage. Petitioner
is grandmother (*nani*) of the accused Ashiq Kumar.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
present case. Petitioner is a lady having clean antecedent.
Petitioner has no concern with the alleged occurrence.



5. Learned APP for the State has vehemently opposed the prayer for bail.

6. Considering the above facts and circumstances of the case and the fact that petitioner is a lady having clean antecedent, this Court is inclined to grant privilege of anticipatory bail to the petitioner.

7. Accordingly, let the petitioner, above-named, in the event of arrest or surrender within four weeks from today in the Court below, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned District & Additional Sessions Judge- 6th cum Exclusive Special Judge, POCSO Act, East Champaran at Motihari/concerned Court below, in connection with Motihari Town P.S. Case No. 423 of 2025, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure, 1973/ Section 482(2) of the BNSS.

(Sandeep Kumar, J)

Ranjeet/-

U		T	
---	--	---	--

