

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7 of 2026

Arising Out of PS. Case No.-64 Year-2024 Thana- BATHWARIA District- West Champaran

Alam Mian @ Aalam Mian Son of Aasmahammad Mian @ Asmohammad
Mian Resident of Village - Bazar Bathwariya, Police Station - Bathwariya,
District - West Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Vijay Kr Singh No. 1
For the Opposite Party/s : Mr. Mithlesh Kumar Khare

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

- 2 20-04-2026 1. Heard learned counsel for the petitioner and learned
A.P.P. for the State.
2. The petitioner seeks bail in connection with
Bathwariya P.S. Case No. 64 of 2024 registered for the offences
punishable under Sections 96, 351(2), 61(2) and 3(5) of the
BNS, 2023.
3. Learned counsel for the petitioner submits that
petitioner is a person with clean antecedent and is in custody
since 07.11.2025. It is next submitted that in sum and substance
the allegation is that the daughter of the informant was abducted
by the named accused persons. It is fairly submitted that the
victim was recovered from Jammu and Kashmir and thereafter
her statement was recorded under Section 183 BNSS, wherein



she has supported the case of the prosecution and has also alleged that while she had gone to attend the call of nature, when Subhash and Bharat came and forcefully took her to an orchard where petitioner along with other accused persons were present and petitioner made her consume some intoxicated medicine on account of which she lost her consciousness and when she woke up, she found herself in a train and when she pleaded to the petitioner that she intends to go back home when he threatened that she will be thrown out of the train. It is next submitted that it absolutely does not stand to reason as to why the victim after regaining consciousness did not raise any alarm in the train, which amply demonstrates that victim and petitioner were in love and they eloped but under parental pressure the statement under Section 183 BNSS has been recorded.

4. Learned A.P.P. for the State opposes the prayer for bail of the petitioner and submits that victim has supported the case of the prosecution in her statement under Section 183 BNSS. It is also submitted that charge sheet has been submitted and if privilege of regular bail is granted, the petitioner may abscond.

5. Considering the submissions made by the learned APP, the Court is not inclined to release the petitioner on bail.



6. The regular bail application of the petitioner is rejected.

7. However, petitioner would be at liberty to renew his prayer for bail after framing of charge.

(Satyavrat Verma, J)

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