

**IN THE COURT OF DISTRICT AND ADDITIONAL SESSIONS JUDGE-1st-CUM-
SPECIAL JUDGE (SC/ST, NDPS & CHILDREN ACT)
AURANGABAD (BIHAR)**

BAIL APPLICATION NO. 265 OF 2026

HASPURA PS CASE NO: 344 OF 2025

**Ajay Kumar, aged about 27 years, S/o-Vikash Mandal, R/o Village-Babupur, PS-Bakhtpur District-
Aurangabad(Bihar)**

....Petitioner

Versus

State of Bihar

....Prosecution

Appearance:

Learned Counsel for the accused-petitioner

- Shri Niraj Kumar, Ld. Advocate

Learned Counsel for the State

- Shri Ram Naresh Prasad, Ld. APP

Order with signature of the Court

**Dated
07.04.2026**

The bail preferred on behalf of the accused-petitioner namely **Ajay Kumar** who has been in judicial custody since 16.02.2026 in connection with Haspura PS Case No. 344/2025 under Sections 137(2), 96 of the Bhartiya Nyaya Sanhita (BNS), 2023. The CD was called for and the same has been received. After furnishing the copy of the bail petition to the Additional Public Prosecutor and this bail petition pressed today.

The learned counsel for the petitioner pressing the bail application, reciting the contents of the F.I.R. has tried to show that the accused-petitioner is innocent and has committed no offence. No bail petition was filed on behalf of the petitioner either before this court or higher court. Nothing has happened as alleged by the informant. The informant lodged this false case after distorting the facts. The allegations made do not get support from the materials and other evidences available on record. The alleged victim is a major girl whose date of birth is 01.01.2007. There is no iota of evidence against the petitioner. The implication of petitioner is not for promoting cause of justice rather is ulterior motive only. The petitioner has no criminal history. The petitioner has been languishing in judicial custody since 16.02.2026. The learned counsel for the accused-petitioner has submitted that he is ready to furnish bail bonds of reasonable amount to the satisfaction of this court. Hence, he prayed to enlarge the petitioner on bail.

Per-contra, Shri Ram Naresh Prasad, the learned Additional Public Prosecutor appeared on behalf of the State and submitted that the petitioner has committed serious offence of kidnapping of a minor girl with intention to marriage. Hence, prayed to reject the bail petition.

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**Cont....
07.04.2026**

Perused the case record as well as case diary and perusal of case diary, it transpires that the petitioner is named in FIR. The allegation against the petitioner his daughter left the house on false pretext, on search, the informant came to know that she eloped with Ajay Kumar(accused-petitioner). From perusal of para-28 of the case diary, it appears that the victim girl has stated in her statement U/s-180 of the BNSS that parents of the victim left her at bua-Akbari Khatoon, Raghunathpur, Aurangabad and went to earn at Surat. On 28.010.2025, she lied to her aunt(bua) that her uncle her called her to Surat but she went to the house of Ajay Kumar, Babupur, District- Bhagalpur, because she loved Ajay Kumar. They both love each other, so they got married and started living together. On 14.02.2026, the Haspura PS took her and Ajay Kumar from Bhaalpur to Haspura and then she came to know that her father has lodged the case in Haspura PS. It is apparent from the case diary that the prosecution story is an issue of love affair. The documents attached with the case diary shows that the date of birth of the victim girl is 01.01.2007 in her birth certificate, which is the age of a major on the date of alleged occurrence. The victim Soni Kumari was aged about 18 years 10 months and 27 days, on the date of occurrence, which shows that she is a major. The victim is a major girl and she eloped with accused-petitioner on her own will. Moreover, the accsued-petitioner has no criminal history. The investigation is still going on.

Considering the above facts and circumstance as well as the argument advanced by the learned counsel for the accused-petitioner and without going to the merit of this case, the accused-petitioner is granted **provisional bail** on furnishing bail bonds of Rs. 10,000/- (Ten thousand) with two sureties of like amount each to the satisfaction of the Court below till from today to **06.05.2026** and the accused-petitioner is directed to surrender before this Court on **07.05.2026** within court hours for hearing of this bail petition on merit.

Dictated and corrected by me.

(Vishwa Vibhuti Gupta)
District & Additional Sessions Judge-1st-cum-
Special Judge (SC/ST, NDPS & Children Act)
Aurangabad, Bihar
Dated: 07.04.2026

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