

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

ANTICIPATORY BAIL APPLICATION NO. 1285 OF 2026

MALI PS CASE NO: 54 OF 2026

Rohit Kumar, aged 22 years, S/o-Awadhesh Ram, R/o Village-Ankoraha, PS-NTPC Khaira District-Aurangabad(Bihar)

....Petitioner

Versus

State of Bihar

....Prosecution

Appearance:

Learned Counsel for the accused-petitioner - Shri Sheo Ram, Ld. Advocate
Learned Counsel for the State - Shri Ram Naresh Prasad, Ld. APP

Order with signature of the Court

<u>Dated</u> <u>16.07.2026</u>	An anticipatory bail preferred on behalf of the accused-petitioner namely Rohit Kumar, who apprehends his arrest in connection with Mali PS Case No.54/2026 under Section 137(2), 140(3), 3(5) of the Bhartiya Nyaya Sanhita (BNS), 2023. The CD has been received. The copy of the bail petition has been served to the Ld. APP for the State. 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 he has committed no offence. No any anticipatory bail application has earlier been filed on behalf of the petitioner either before this court or any other court of law. No such occurrence has taken place as stated in the FIR. It is further submitted that the petitioner has been implicated due to prior enmity. the petitioner has no any connection with the other accused persons. It is further submitted that as per the FIR, the daughter of informant is 18 years old so no one can lured her. She is free to take any decision on her own will and to go anywhere. The alleged Section 137(2), 140(3), 3(5) of the BNS is not made out agaিসnt the petitioner. He furtehr submitted taht that no one had seen the petitioner to come and go with the daughter of informant only on saying Pappu Kumar, the petitioner has been made an accsued in this case. The petitioner is a poor student b elongs to ST caste and he has falsley been implicated in this case only to ruin his future. The petitioner has no criminal history. There is no chance of absconding the petitioner. 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 anticipatory 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 girl. Hence, prayed to reject the anticipatory bail petition. Perused the case record as well as case diary and perusal of case diary, it transpires that the
---	---

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

ANTICIPATORY BAIL APPLICATION NO. 1285 OF 2026
MALI PS CASE NO: 54 OF 2026

<u>Cont....</u> 16.07.2026	FIR is registered against the accused persons including the petitioner. The allegation against the petitioner is that he along with other accused persons namely Pappu Kumar, and Kundan Kumar named in the FIR abducted the informant's daughter Anshu Kumari at night while she was sleeping in her house. Perusal of the case diary para- 2, 6, and 7 goes to show that in the course of investigation, re-statement of informant and the statement of the witnesses have been recorded by the I.O. of this case under section-180 BNSS. In their respective statements, the witnesses have supported the allegations of kidnapping and elaborates the sequence of events that petitioner along with other accused persons namely Pappu Kumar, and Kundan Kumar named in the FIR abducted the informant's daughter Anshu Kumari at night while she was sleeping in her house. They also deposed that during the search, the informant along with his family went to Ankorha railway station where they found Pappu Kumar. On asking him, he told that on the request of Chandan Kumar @ Hari Chandravanshi, he went to Ankorha station on a motorcycle bearing no. BR26AC2631, dropped her there and returned. After this, he does not know where Chandan Kumar and Rohit Kumar went with the informant's daughter in the tempo. They interrogated Pappu Kumar a lot but he was not telling anything further. Witnesses have stated that the victim was abducted from her house during the night. Pappu Kumar's statement indicates that he acted at the request of Chandan Kumar by transporting the victim to Ankorha Railway Station, thereby connecting Chandan Kumar and Rohit Kumar with the alleged offence. The petitioner is specifically named in the FIR and has been assigned an active role in the commission of the offence. The materials collected during investigation prima facie established the petitioner's active involvement in abduction of the informant's girl who is still trassless and the investigation of this case is still ongoing. So, Considering the facts and circumstances of this case and gravity of the allegations, active involvement and the specific role attributed to the petitioner of kidnapping of a girl as made out against the accused-petitioner, I am not inclined to enlarge the accused-petitioner namely Rohit Kumar, on anticipatory bail. Therefore, this anticipatory bail petition is hereby stand rejected. Dictated and corrected by me. (Vishwa Vibhuti Gupta) District & Additional Sessions Judge-1st-cum- Special Judge (SC/ST, NDPS & Children Act) Aurangabad, Bihar Dated: 16.07.2026	
---------------------------------------	---	--

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

ANTICIPATORY BAIL APPLICATION NO. 1285 OF 2026
MALI PS CASE NO: 54 OF 2026

--	--	--

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

ANTICIPATORY BAIL APPLICATION NO. 1285 OF 2026
MALI PS CASE NO: 54 OF 2026
