

IN THE COURT OF PRINCIPAL SESSIONS JUDGE, BEGUSARAI

A.B.A. No. 772/2026

Ref:- Arising out of Bachhawara P.S Case No. 119/2024

Dt: 10.04.2024

U/S- 366(A), 34 of IPC

In the matter of :-

Bharat Sharma, S/o Bhushan Sharma, R/O: village-Chamtha (Barkhut) P.S-

Bachhwara, Distt.-Begusarai

.....Petitioner

Vrs.

The State of Bihar

.....Opposite Party

Present:- Rishi Kant

Principal Sessions Judge, Begusarai

Ld. Counsel for the petitioner :- , Ld. Chandramohan Kumar, Adv.

Ld. Counsel for the O.P. :- Ld. P.P. I/C

Date of order:- 04.06.2026

ORDER

An anticipatory bail petition has been filed on behalf of above named accused/petitioner who is apprehending her arrest in connection with above mentioned case registered u/s-366-A, 34 of I.P.C and the same has been put up for hearing.

Heard Learned Counsel Chandramohan Kumar appearing on behalf of accused/petitioner and Learned P.P. I/C for the State.

Prosecution case, in short, is that on 30.03.2024 at about 07.00 P.m. daughter of the informant went to cyber café for see her matric examination result. When the informant asked to his wife about his daughter then she told that Babli Kumari went for see matric result but not returned her house then informant and his family member searched his daughter and he found information that Bharat Sharma kidnapped Babli Kumari with intention to marry and it is also alleged that wife of Bhushan Sharma and his daughter were also involved in kidnapping of his daughter.

The Ld. Counsel appearing on behalf of accused/petitioner submitted that the petitioner has not filed any bail either anticipatory bail or regular bail before this court or any higher court. It is further submitted that petitioner is innocent, has committed no offence, and has falsely been implicated in this case. It is submitted that the petitioner has no any criminal history. It is further submitted that the perusal of the case record it would appear to this learned court that victim of this case Babli Kumari stated in her statement that she had not kidnapped. It is further submitted that the police raided several times in the house of the petitioner in their house in her absence. It is further submitted that the petitioners apprehends that they may be arrested in the above-noted case which is non-bailable accusation and he is willing to comply with all the conditions imposed by the court, so she may be released on bail.

Per contra the Ld. P.P. I/C appearing on behalf of State opposed the prayer for bail.

Heard the learned counsels for both parties, and perused the photocopy of the case diary. As per F.I.R, the allegation against the petitioner is that he kidnapped informant's minor daughter. Further, from perusal of the case diary, it appears that the informant, in her re-statement recorded at paragraph 2, and the witnesses examined at

paragraphs 9, 10 and 11, have supported the prosecution version of events and have confirmed the involvement of the petitioner in the alleged crime. It further appears from the school certificate that the victim was 16 years of age at the time of the alleged occurrence. The petitioner has been named as the main accused who kidnapped the minor daughter of the informant.

Considering the aforesaid facts and circumstances, particularly the allegation of kidnapping a minor girl by inducement and the fact that the investigation is still ongoing, this Court does not find it appropriate to grant the privilege of anticipatory bail to the petitioner. Accordingly, the prayer for anticipatory bail is rejected.

However, petitioner is directed to surrender before the learned court below and seek regular bail.

(Dictated)

Sd/-

(Rishi Kant)

Principal Sessions Judge, Begusarai

Date of Judgment/Order	04.06.2026
Date of Reserving Judgment/Order	N.A.
Uploading Date	05.06.2026
Uploaded by	Rahul Verma