

IN THE COURT OF PRINCIPAL SESSIONS JUDGE, BEGUSARAI

A.B.A. No. 1223/2026

**Ref:- Arising out of Sahebpur Kamal P.S. Case No. 48/2026
U/S-137(2)/87/3(5) of B.N.S.**

Dt: 20.02.2026

In the matter of :-

Rahul Kumar, S/o-Dularchand Tanti,

R/o: Vill.-Sandalpur, Ward No. 4, P.S-Sahebpur Kamal, District-Begusarai

.....Petitioner

Vrs.

The State of Bihar

....Opposite Party

Present:- Rishi Kant

Principal Sessions Judge, Begusarai

Ld. Counsel for the petitioner :-Md. Aftab Alam, Adv.

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

Ld. Counsel for the informant :- Sri Laxmi Prasad, Adv.

Date of order:-30.06.2026

ORDER

An anticipatory bail petition has been filed on behalf of above named accused/petitioner who is apprehending his arrest in connection with above mentioned case for committing of offences u/s-137(2)/87/3(5) of B.N.S. and the same has been put up for hearing.

Heard Learned Counsel Md. Aftab Alam, appearing on behalf of accused/petitioner, and Learned P.P. I/C for the State and Sri Laxmi Prasad learned counsel for the informant.

Prosecution case, in brief, is that on 11.02.2026 at about 09:00 A.M, the informant's daughter aged about 15 years went to school. In the meantime, two F.I.R named accused persons including petitioner kidnapped the informant's daughter. After getting information, the informant and others went to the house of accused where the accused Amrendra became ready to assault them. The informant has doubt that some mishappening may be taken place with her 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 been falsely implicated in this case due to suspicion and at the instance of his enemy. The entire allegation as has been narrated is quite false, baseless and concocted. The accused/petitioner has no concern with the victim or her family members, so no case is made out u/s 137(2), 87 of B.N.S. It is also submitted that F.I.R has been lodged after delay of 9 days without any satisfactory explanation. Earlier co-accused Amrendra Kumar has been granted anticipatory bail vide ABA no.821/2026 by this Ld. Court on 30.04.2026. Lastly, it is submitted that the petitioner has no criminal antecedent and he is willing to comply all the conditions imposed by the court, so he may be released on bail.

Per contra, the Ld. P.P. I/C appearing on behalf of State and learned counsel of

the informant opposed the prayer for bail.

Heard the learned counsels for the parties, and perused the record. As per the F.I.R., the allegation against the petitioner is that he along with other kidnapped the informant's daughter. Further, from the perusal of the L.C.R., it appears that the statement of the victim was recorded under Section 183 of B.N.S.S in which she stated that on 10.02.2026 at about 09:00 A.M, she went to her Mousi's house without informing to anyone at her house. Her parents were quarreling with each other, so she went in anger. She further stated that she neither fled nor anyone kidnapped her forcefully. When she knew about the case, then, she came voluntarily to record her statement before the court. In her statement, the victim stated nothing about the present petitioner regarding her kidnapping and also not stated a single word against him. The petitioner has no criminal antecedent as per statement made at Para 3 of bail petition. Earlier co-accused has been granted bail by this court on dated 30.04.2026 order passed in A.B.A No.821/2026.

In view of the aforesaid facts, circumstances, and particularly considering the voluntarily statement of the victim, let the petitioner be directed to be released on bail in the event of arrest or surrender before the learned court below within a month from the date of order on furnishing of bail bond of Rs. 10,000/- (Ten thousands) each with two sureties of like amount each subject to the satisfaction of learned court below in Sahebpur Kamal P.S. Case No. 48/2026 on the following conditions that:-

1. The petitioner will make himself available for interrogation by a police officer/court as and when required.
2. The petitioner shall not directly or indirectly make any inducement, threat, promise to any person acquainted with the facts of the case as to dissuade them from disclosing of such fact to the court or any police officer.

(Dictated)

Sd/-

(Rishi Kant)

Principal Sessions Judge, Begusarai

Date of Judgment/Order	30.06.2026
Date of Reserving Judgment/Order	N.A.
Uploading Date	01.07.2026
Uploaded by	Rahul Verma