

IN THE COURT OF SRI RAJ NARAYAN NIGAM, DISTRICT & ADDITIONAL SESSIONS JUDGE- I, .
Anticipatory Bail Petition No. 317/2026
(Arising out of Complaint Case P.S. No 997/24)
U/s 364A, 369, 506 R/w 34 IPC.
Kiran Devi & Ors. Versus The State of Bihar

- 1. Kiran Devi, aged about 52 yrs, W/o Dinesh Yadav.**
 - 2. Ravi Yadav, aged about 30 yrs, S/o Dinesh Yadav.**
 - 3. Dipika Devi, aged about 26 yrs, W/o Ravi Yadav.**
- All R/o- Husainabad, P.S- Babarganj, District- Bhagalpur.**

.....Petitioners

Versus

The State of Bihar

.....Opposite Party

For the Petitioners : Mr. Amresh Kumar Srivastava, Advocate.
For the State : Mr. Vijay Kumar Singh, Additional PP.
For the Complainant : Biresh Prasad Mishra

Date of order or proceeding	Order with signature of the court	Office action taken with date
1	2	3
15-04-2026	The petitioners namely Kiran Devi, Ravi Yadav and Dipika Devi apprehend their arrest in connection with Complaint Case No. 997/24 registered under Sections U/s 364A, 369, 506 R/w 34 IPC. On behalf of the petitioners, a certificate has been given in para 2 of the bail petition that she has not filed any bail petition in any form on previous occasion either in the court of Learned Sessions Judge, Bhagalpur or before the Hon'ble High Court, Patna. The petitioners bear clean antecedent. The prosecution story is brief as per Complaint Case of complainant is that on 28-01-2024, complainant gave birth to a son at Sushila Hospital, Bhagalpur. Following the delivery, she was physically weak so to assist her with her recovery and take care of the newborn she requested for help from her relatives namely Kanchan Devi, Bishnudev Yadav, Dinesh Yadav, Kiran Devi, Ravi Yadav and Dipika Devi. In response Kanchan Devi and Bishnudev Yadav came to the complainant's home for help. On 12-02-2024 while the complainant was at home the accused persons took complainant's son and disappeared. The complainant searched extensively for the child and questioned all the accused individuals but they claimed to have no knowledge of his whereabouts. Later the complainant and her husband received a phone call from the accused persons demanding ransom amount of Rs. 3,000,00/- for safe return of the child. Thereafter, when she informed about the ransom to other relatives the told her to quietly pay the ransom amount if she wanted her child back alive. Thereafter the complainant approached the police station but no formal action was taken by police leading the complainant to file the present complaint case.	

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15-04-2026 Contd.P/2	The Learned counsel for the petitioners submitted that they are innocent and have committed no offence. He further submitted that the whole prosecution story is false and fabricated and both the complainant and accused persons are relatives and the complainant and her husband had voluntarily handed over the child to one of the co-accused Kanchan Devi and her husband Vishnudev Yadav at the time of birth but just to grab money the present case had been filed. On these grounds, prayer has been made to grant anticipatory bail to the petitioners. The learned Additional Public Prosecutor for the state ably assisted by the Learned Counsel on behalf of the complainant vehemently opposed the prayer for bail. Heard both sides, perused the case diary. From perusal of case record, it transpires that an information petition is filed on behalf of Kanchan Devi on 14-05-2024 in the Court of CJM, Bhagalpur i.e before filing of the complaint petition by complainant wherein she has stated that she had no any children and Opposite parties Guddu Yadav and Rekha Devi were already having four children. When Rekha Devi was pregnant with a fifth child they intended to abort it. An informal agreement was reached between both the parties where Kanchan Devi would adopt the child and she also paid Rs. 1,00,000/- in installments for medical and living expenses during the pregnancy. On 29-01-2024, a son was born to Rekha Devi which was handed over to her and she also paid an additional amount of Rs. 25,000/- to Rekha Devi at that time. It was agreed between them that formal adoption papers would be executed after one month. Kanchan Devi further alleges that she has spent approximately Rs. 2,50,000/- in total over child care and payment to parents and now they are demanding an additional amount of Rs. 2,00,000/- to sign legal adoption papers and they are also threatening to file false criminal case against her and forcibly take the child if the money is not paid. From perusal of record it also appears that copy of some of the online transactions has also been attached along with the information petition. Moreover, there is no any relevant material regarding threatening for demand of ransom or kidnapping. The petitioners and complainant are relatives to each other. Moreover, allegation made by complainant against the petitioners seems to be ornamental in nature. Therefore, considering the facts and circumstances of the case as discussed above, the anticipatory bail application of petitioners is allowed. It is	
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15-04-2026 Contd.P/3	ordered that in the event of arrest or surrender before the learned court below within four weeks from the date of receipt/production of this order, the above-named petitioners shall be released on bail on furnishing bail bonds of Rs. 10,000/- each with two sureties of like amount each to the satisfaction of learned trial court subject to the conditions as laid down u/s 482 (2) of B.N.S.S. with further condition that the petitioners will co-operate in the investigation/trial and they must not use their liberty to influence the trial. SD/- District & Additional Sessions Judge I Bhagalpur.	
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