

In the Exclusive Spl. Court (POCSO)-cum Distt. & Addl. Sessions Judge, Vith,
Bhagalpur.

Present : Ms. Sugandha Prasad, Distt. & Additional Sessions Judge,
Bhagalpur

A.B.P. No.- 755/2026

Arising out of Nathnagar P.S. Case No-45/2026
u/s- 96 of the B.N.S.

**Ravi Shankar Kumar, aged- 22 years, S/o- Sanjay Goswami, R/o- Village-
Haridaspur, P.S-Haridaspur District- Bhagalpur**

.....**Petitioner**

Versus

State of Bihar

.....**Opposite Party**

Appearance:-

For the Petitioner : Mr. Ramesh Chandra Chaudhary

For the State : Mr. Shankar Jay Kishan Mandal

13.05.2026

1. This application for grant of anticipatory bail under Section 482 of B.N.S.S has been filed on behalf of accused/petitioner namely **Ravi Shankar Kumar**, apprehending his arrest in connection with Nathnagar P.S. Case No-45/2026, under Section- 96 of the Bhartiya Nayay Sanhita.

2. Heard Mr. Ramesh Chandra Chaudhary, the learned counsel for the petitioner and the learned Spl. P.P. counsel for the State.

3. The prosecution story in brief is that informant namely Sunita Devi, on 17.02.2026 at about 09:00 A.M., informant was busy with household chores. Her daughter/victim aged about 16 years was also helping her with the work. Suddenly victim went missing, informant looked for her but there is no trace of victim. Informant suspected that accused Ravi Shankar Kumar has enticed her daughter and taken her away with the intention of marriage. It is further alleged that accused had once eloped with victim.

4. The learned counsel for the petitioner has submitted that the petitioner has not filed bail application before this Court or the Hon'ble High Court Patna. Further, he submitted that the petitioner is innocent and has not committed any offence. Further, he submitted that the petitioner has no criminal antecedents. Further, he submitted that the offence Section 96 of the BNS Act is not attract against the petitioner. Therefore the petitioner may be released on anticipatory bail.

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5. On the other hand, learned Special Public Prosecutor for State has vehemently opposed the prayer for grant of regular bail. He has further submitted that the victim is 16 years old and there is direct allegation of eloping the victim with the intention of marriage. Hence, the prayer for grant of regular bail must be rejected.

6. Heard perused the case record along with case diary. This case is registered for the offence u/s- 96 of the B.N.S. and the petitioner is named in the F.I.R. Further, from perusal of case diary the informant in her restatement and other witnesses have supported the case of prosecution in para 6, 7, and 8. Victim has stated in her statement recorded under Section 180 and 183 of B.N.S.S. in para 26 and 40 of the case diary respectively that she left home without informing anyone and they went to Bangalore and got married in a temple. From perusal of the medical examination in para 52 of the case diary, it is clear that victim is between the age of 14 to 16 years old. Hence, the victim was a minor and consent of victim is immaterial. Investigation is still going on.

7. In view of the facts and circumstances of the case, considering the nature and gravity of offence, materials on record and severity of punishment, I am not inclined to grant anticipatory bail at this stage. The anticipatory bail is accordingly **rejected.**

Sd/-
**Excl.Spl. Judge (POCSO) cum-
Distt.& Addl.Sess.Judge VI,
Bhagalpur.**

Date of Order	13.05.2026
Reserving Date of Order	-
Uploaded date	15.05.2026
Uploaded by	Steno