

**IN THE COURT OF DISTRICT & ADDITIONAL SESSIONS JUDGE-1,**

**EAST CHAMPARAN, MOTIHARI.**

**Anticipatory Bail Petition No. 328 of 2026**

**(Arising out of Patahi P.S. Case No. 196 of 2025)**

1. Mithilesh Kumar s/o Laxmi Paswan

Resident of village- Nonfarawa, P.S. Patahi, District- East Champaran.

----- **Petitioner**

**VERSUS**

State of Bihar ----- **Opp. Party.**

**Appearance: -**

Counsel for the accused : - Sri Awdhesh Kumar Singh, Ld. Advocate.  
Counsel for the State/O.P. : - Sri Khublal Prasad, Ld. P.P.

**Date of Order: 16.03.2026**

**ORDER**

This anticipatory bail petition has been filed on behalf of the above named petitioner, who apprehending his arrest in connection with Patahi P.S. Case No. 196 of 2025, U/s- 137(2), 87, 3(5) of B.N.S.

Heard, the Ld. counsel appearing on behalf of petitioner and Ld. P.P. I/c on behalf of State/O.P..

The case of the prosecution as stated by the informant in brief is that on 25.04.2025 at about 06:30 AM informant daughter went to natural call, in the meanwhile all the F.I.R. named accused persons including this petitioner kidnapped his daughter for the purpose of marriage.

Ld. counsel appearing on behalf of accused petitioner has submitted that petitioner is innocent and has falsely been implicated in this case. No other regular or anticipatory bail petition has ever been filed on behalf of the petitioner either before this court or any superior court. Petitioner has no criminal antecedent. Further it has been submitted that the allegation whatsoever levelled against the petitioner are general and vague. No specific allegation of overt act is against the petitioner and the allegations are false and concocted. He is ready to abide all the terms and conditions imposed by the court.

On other hand, Ld. P.P(I/C) has vehemently opposed the prayer for anticipatory bail.

Heard both sides and perused the record. From perusal of the certified copy of F.I.R. as well as case diary, it transpires that there is an allegation against the petitioner that he

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along with co-accused persons have kidnapped the informant's minor daughter. The witnesses examined during the course of investigation have corroborated the version of F.I.R. Victim is a minor girl as mentioned in para 38 of case diary. Statement of victim under section 183 of B.N.S.S. was mentioned in para 40 of case diary in which victim stated that petitioner took her to Patna and from where he forcibly took her to Bangalore. The allegation brought against the petitioner is serious in nature.

Considering the aforesaid facts and circumstances of the case, and nature and gravity of the offence alleged, I am not inclined to grant anticipatory bail to the above named accused petitioner and accordingly, this anticipatory bail petition is hereby **rejected**.

**(Dictated)**

Sd/-

**(Surendra Prasad)**

**District & Addl. Sessions Judge-1,**

Motihari, East Champaran.

Dated: 16.03.2026