

IN THE COURT OF ADDITIONAL SESSIONS JUDGE-I, GAYA
BAIL PETITION No. 217/2026

Bithal Bind S/o Pukar Bind
R/o Village- Beldari Bigha, P.S.- Paraiya,
District- Gaya

----- Petitioner

VERSUS

The State of Bihar

----- Opposite Party

12.03.2026

This bail application has been filed on behalf of above named accused/petitioner, who is in judicial custody since 24.12.2025 in connection with **Tekari P.S. Case No. 453/2025**, for the offences registered **U/s. 137(1), 96 of BNS pending in the Court of Ld. A.C.J.M.-VI, Gaya Ji.**

2. Heard Ld. Counsel for defence as well as Ld. APP for State.
3. Learned defence counsel, submitted that prior to this, the petitioner has not filed either anticipatory or regular bail petition before this Court or before the Hon'ble Patna High Court. It is further submitted that petitioner is innocent, committed no offence and has falsely been implicated in this case. Lastly he submitted that petitioner having one criminal antecedent as Juvenile Trial No. 02/2020 in which he is on bail and he is in judicial custody in this case since 24.12.2025. Hence, it is prayed to grant the bail to the accused petitioner.
4. Per contra the Ld. A.P.P. appeared on behalf of State duly assisted by Ld. Counsel for the informant opposed the prayer for bail.
5. Prosecution case, in brief, as per informant is that on 23.10.2025 at about 3.00 P.M. accused petitioner Bithal Bind and Rita Devi came at the room of informant and took her daughter away with them.
6. Heard both the parties and perused the material available on record. From perusal, it appears that petitioner is named in the F.I.R. There is direct and specific allegation against the petitioner of kidnapping the minor daughter of informant. The statement recorded U/S 183 of BNSS by Ld. Judicial Magistrate, Gayaji is available at 44 of the case diary, in

which she has stated that she was called by accused petitioner on the Gaya over bridge from where he took her to Kurtha Temple where they solemnized marriage and after marriage accused petitioner took her to Patratu Brick kiln where they lived as husband and wife. She also stated in her statement that she is pregnant of two months. Vide para 50 of the case diary, charge-sheet has been submitted against the accused petitioners U/S 137(2), 96 of BNSS after finding the case true against him. Though Investigation Officer has not investigated the case on the point of age but as per statement recorded U/S 180 of BNSS by the police in which her age was assessed as 14 years. Informant also claimed the age of her daughter as 14 years, a minor. Statement of witness Savitri Devi at para 07 of the case diary in which she has stated that age of the victim as 15 years. The allegation against the petitioner is grave and serious in nature.

7. Thus, considering the facts and circumstances of the case as discussed above and nature of offence, I am not inclined to enlarge the petitioner on bail. Hence, the prayer for bail to the petitioner is hereby **rejected**.

(Dictated)

Sd/-

(Shashi Kant Ojha)
Addl. Sessions Judge-I, Gaya
12.03.2026