

IN THE COURT OF ADDITIONAL SESSIONS JUDGE-I, GAYAJI
ANTICIPATORY BAIL PETITION No. 1181/2026

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Gaurav Kumar @ Golu S/o Santan Sharma @ Santan Kumar
R/o Village- Hanuman Nagar, P.S.- Rampur, District- Gaya----- Petitioner
VERSUS

The State of Bihar

----- Opposite Party

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18.06.2026

This anticipatory bail petition has been filed on behalf of above named accused/petitioner, who is apprehending his arrest in connection with ***Muffassil P.S. Case No. 310/2020***, for the offences registered **U/s. 364A, 34 of the I.P.C., pending in the Court of Ld. C.J.M., Gaya.**

2. Heard both the sides on the bail application.

3. Learned defence counsel submitted that prior to this, the petitioner has filed anticipatory bail petition vide A.B.P. No. 2187/2023, which was dismissed for default by the Ld. Predecessor Court vide order dated 27.06.2024 and except this, no anticipatory bail petition has been filed before this Court or 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. The name of this accused petitioner has come into the picture on confessional statement of co-accused persons. No incriminating articles have been recovered from the possession of the petitioner. Anticipatory bail of co-accused Suraj Kumar @ Raju Kumar was already granted bail by the then this Court vide A.B.P. No. 1369/2022, dated 04.06.2022 and the allegation against the petitioner is same and similar footing. It is further submitted that other co-accused Deepak Kumar & Others were acquitted by the then this Court vide Sessions Trial No. 45/2021, dated 16.01.2023. Lastly he submitted that petitioner has no criminal antecedent. Hence, it is prayed for grant the privilege of anticipatory bail to the accused petitioner.

4. Per contra the Ld. A.P.P. appeared on behalf of State opposed the prayer for anticipatory bail.

5. The persecution case, in brief, is that informant Chhotu Kumar gave a written statement to the S.H.O., Muffassil P.S., Gaya that a call has come from his twin brother's mobile No. 7061247430 on his mobile No. 7488567437 by an unknown person at about 02:30P.M. on 22.08.2020 that his twin brother Amit Kumar @ Barhan Yadav is in their possession and if he

wants to release him, then you have to pay Rs.3 Lacs as ransom amount, otherwise your brother will be killed. The informant further stated that he also talked with his kidnapped brother and he stated that he was kidnapped from near Gauri Kanya High School near Jagjivan College on gun point and then he prayed for legal action. On this information, F.I.R. No. 310/2020 dated 22.08.2020 u/s 364A/34 I.P.C. was registered on the same day in Muffassil P.S. and the investigation started.

6. Heard both the parties and perused the material available on record. From perusal, it appears that petitioner is not named in the F.I.R. but during investigation, his name has transpired in this case on confessional statement of co-accused, mentioned at para 10 of the case diary. The allegation alleged in the F.I.R. that a unknown person called from informant's twin brother's mobile No. 7061247430 to informant's mobile No. 7488567437 and told him that his twin brother Amit Kumar @ Barhan Yadav is in their possession and if he wants to release him, then he has to pay Rs. 3 Lacs as ransom amount, otherwise his brother will be killed. The co-accused on whose confession the name of this accused petitioner has come into the picture has already been granted by the then Ld. A.S.J.-X, Gaya as well as Hon'ble High Court, Patna. Petitioner claimed to have clean antecedent vide para 03 of his bail petition.

7. Considering the aforesaid facts and circumstances of the case and other materials on record, this court thinks it fit to grant the privilege of anticipatory bail to the petitioner. Accordingly, it is directed that in the event of his arrest or surrender before the Ld. Trial Court within a month from the date of this order, the petitioner shall be released on bail on furnishing bail bond of Rs. 10,000/- with two sureties of like amount each along with all conditions stipulated u/s. 438 OF Cr.P.C. (now Section 482 of BNSS).

(Dictated)

Sd/-

(Shashi Kant Ojha)
Addl. Sessions Judge-I, Gaya
18.06.2026