

THE COURT OF DISTRICT & ADDITIONAL SESSIONS JUDGE- II, JAMUI  
SUNITA CHAUDHARI & 1 Other VS. THE STATE OF BIHAR  
A.B.A. NO. - 282 Of 2026

ORDER

Present: Sudhir Sinha

15.04.2026

This anticipatory bail petition has been filed on behalf of petitioners **1. Sunita Chaudhary @ Sunita Devi and 2. Niraj Kumar** who are apprehending arrest in Barhat P.S. Case No. 142/2025 registered u/s- 96, 3(5) of B.N.S, the copy of which is served upon the ld. P.P.

The ld. Counsel for the petitioner has submitted that no other bail petition was filed either in this ld. Court or before Hon'ble High Court, Patna. The petitioners have got no criminal antecedent. The petitioners have not been given notice u/s 35(3) of BNSS by the police. As per ld. Counsel the petitioners are innocent, have committed no offence and have been falsely implicated in this case due to politics and ulterior motives. The petitioners are persons of means and there is no chance of their absconding and they are ready to furnish bail bond to the satisfaction of ld. Court. In such view the ld. Counsel prayed to admit the petitioners to anticipatory bail.

The ld. Addl. PP opposed the prayer for bail.

On perusal of LCR and the case diary it is clear that the petitioners are F.I.R. named accused persons. The prosecution case in brief is that as per the informant Sudam Chaudhary on 26.09.2025 his daughter Krishama Kumari aged about 17 years was kidnapped by his cousin's son Neeraj Kumar with intention to marry her and make her a prostitute and then he ran away with her. Niraj's father, Jaldhar Chaudhary, and Sunita Chaudhari are also involved in the kidnapping. When he went to the house of Jaldhari Chaudhary, he and his wife assured him that they would bring his daughter back within a week. When he again went to their house, they started abusing him and threatened to kill him. The informant in his re-statement in CD para-2 has stated the same facts. The witnesses in CD paras- 6 and 7 have supported the case of prosecution. The IO during verification of age of kidnapped girl Karishama Kumari, has found the date of birth of Krishama Kumari as 01.01.2006, the age of Karishama Kumari therefore is 19 years and above, according to the marksheet of B.S.E.B 2022 and the marksheet is attached in the case diary. As the per CD para-32 the victim Karishama Kumari in her statement u/s 180 of BNSS recorded on 26.09.2025 has stated that she

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went to Kharagpur by train from her house, she called over the phone of Niraj, his phone was switched off, then she stayed at Kharagpur platform for 10-15 days . On 12.10.2025 the GRP police took her and informed her father and her father came to Barhat with her. It is also clear from victims statement u/s-180 of BNSS that nobody kidnapped her, she went on her own from her house. She herself boarded train and reached at Kharagpur Junction upon a promise by Niraj Kumar to marry her. However Niraj Kumar switched off his mobile and she had to stay at Railway Platform for 15 days from where the GRP recovered her and handed her over to her father. Other than Niraj's promise to marry her, she has not spoken any word against her. She is found to be over 19 years of age as per her marksheet of BSEB, 2022. She therefore is major on the alleged date of occurrence Niraj Kumar is her cousin and this love story is nothing but a case of teenage infatuation. No offence u/s-96, 3(5) of BNS appears to be made out.

Therefore in view of the facts and circumstances of this case having regard to the submission of both parties, this anticipatory bail petition is **allowed**. The petitioners **1. Sunita Chaudhary @ Sunita Devi and 2. Niraj Kumar** in the event of their arrest or surrender are directed to be released on bail on furnishing bail bond of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of the concerned Court.

Dictated & Corrected

District & Addl. S.J -II, Jamui  
15.04.2026